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**TITLE 7—AGRICULTURE**

**Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture**

[945.303, Amdt. 2]

**PART 945—TOMATOES GROWN IN FLORIDA**

**LIMITATION OF SHIPMENTS**

*Findings.* (a) Pursuant to Marketing Agreement No. 125 and Order No. 45 (7 CFR Part 945) regulating the handling of tomatoes grown in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.; 68 Stat. 906, 1047), and upon the basis of the recommendation and information submitted by the Florida Tomato Committee, established pursuant to said marketing agreement and order, and upon other available information, it is hereby found that the amendment to the limitation of shipments, as hereinafter provided, will tend to effectuate the declared policy of the act.

(b) It is hereby found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this amendment until 30 days after publication in the FEDERAL REGISTER (5 U. S. C. 1001 et seq.) in that (i) the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, (ii) more orderly marketing in the public interest, than would otherwise prevail, will be promoted by regulating the shipment of tomatoes, in the manner set forth below, on and after the effective date of this amendment, (iii) compliance with this amendment will not require any special preparation on the part of handlers which cannot be completed by the effective date, (iv) reasonable time is permitted, under the circumstances, for such preparation, (v) information regarding the committee's recommendations has been made available to producers and handlers in the production area, and (vi) this amendment relieves restrictions on the han-

dling of tomatoes grown in the production area.

*Order, as amended.* The provisions of § 945.303 (b) (1) (22 F. R. 757) are hereby amended to read as follows:

(1) During the period from February 11, 1957, through March 9, 1957, no person shall handle any tomatoes for shipment outside the production area unless such tomatoes are of a diameter greater than  $2\frac{1}{8}$  inches (size 7 x 7 and larger) and meet the requirements of U. S. Combination, or better, grade, except that tomatoes which are of a diameter greater than  $2\frac{3}{32}$  inches (6 x 7 and larger) may be handled if they meet the requirements of the U. S. No. 2, or better, grade.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Dated: February 11, 1957.

[SEAL] S. R. SMITH,  
Director,  
Fruit and Vegetable Division.

[F. R. Doc. 57-1149; Filed, Feb. 13, 1957; 8:51 a. m.]

**TITLE 14—CIVIL AVIATION**

**Chapter II—Civil Aeronautics Administration, Department of Commerce**

[Amdt. 3]

**PART 600—DESIGNATION OF CIVIL AIRWAYS**

**ALTERATIONS**

The civil airway alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy and the Air Force, through the Air Coordinating Committee, Airspace Panel, and are adopted to become effective when indicated in order to promote safety. Compliance with the notice procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest and therefore is not required.

Part 600 is amended as follows:

1. Section 600.102 is amended by changing caption to read: "*Amber civil airway No. 2 (Daggett, Calif., to Point Barrow, Alaska)*", and by changing all the portion before Good Springs, Nev., nondirectional radio beacon to read: "From the Daggett, Calif., radio range

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### CFR SUPPLEMENTS

(As of January 1, 1957)

The following Supplements are now available:

Title 7, Parts 900-959 (\$0.50)  
Title 18 (\$0.50)  
Title 21 (\$0.50)  
Title 26, Parts 1-79 (\$0.35)

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station via the Good Springs, Nev., non-directional radio beacon;".

2. Section 600.113 *Amber civil airway No. 13 (Washington, D. C., to New York, N. Y.)*, is revoked.

3. Section 600.114 *Amber civil airway No. 14 (Washington, D. C., to New York, N. Y.)*, is revoked.

4. Section 600.115 *Amber civil airway No. 15 (Washington, D. C., to New York, N. Y.)*, is revoked.

5. Section 600.119 *Amber civil airway No. 19 (Washington, D. C., to New York, N. Y.)*, is revoked.

6. Section 600.313 is added to read:

§ 600.313 *Red civil airway No. 113 (Hawaiian Islands)*. From the Makapuu Point, Oahu, T. H., nondirectional radio beacon to the intersection of a line bearing 62° True from the Makapuu Point nondirectional radio beacon with the north course of the Maui, T. H., radio range.

7. Section 600.6001 *VOR civil airway No. 1 (Charleston, S. C., to New York, N. Y.)*, is amended by changing the last sentence to read: "Those portions of this airway between the point of intersection of the Coyle, N. J., omnirange 203° True and the Woodstown, N. J., omnirange 106° True radials and the point of intersection of the Colts Neck, N. J., omnirange 073° True and the Coyle, N. J., omnirange 031° True radials lying more than 3 miles either side of the center line, and those portions in conflict with the Patuxent Restricted Area (R-43) and the Warren Grove Restricted Area (R-26), are excluded."

8. Section 600.6003 *VOR civil airway No. 3 (Key West, Fla., to Presque Isle, Maine)* is amended by changing the portion which reads: "Lawrenceville, Va., omnirange station; intersection of the Lawrenceville omnirange 035° True and the Flat Rock omnirange 171° True radials, excluding the portion which overlaps the Camp Pickett restricted area (R-44);" to read: "point of intersection of the Raleigh omnirange 008° True and the South Boston, Va., omnirange 081° True radials;"

9. Section 600.6006 *VOR civil airway No. 6 (Oakland, Calif., to New York, N. Y.)* is amended by changing the portion which reads: "Moline, Ill., omnirange station including a south alternate" to read: "Moline, Ill., omnirange

station including a south alternate via the intersection of the Iowa City omnirange 093° True and the Moline omnirange 230° True radials;"

10. Section 600.6007 *VOR civil airway No. 7 (Miami, Fla., to Green Bay, Wis.)*, is amended by changing all after the Chicago Heights, Ill., omnirange station to read: "Chicago Heights, Ill., omnirange station, including an east alternate via the intersection of the Lafayette omnirange 353° True and the Chicago Heights omnirange 143° True radials; intersection of the Chicago Heights omnirange 358° True and the Milwaukee omnirange 135° True radials; Milwaukee, Wis., omnirange station, including an east alternate via the intersection of the Chicago Heights omnirange 013° True and the Milwaukee omnirange 135° True radials; to the Green Bay, Wis., omnirange station. The portions of this airway above 19,000 feet above mean sea level, which lie within the Tyndall AFB Restricted Area (R-336) and the Tyndall AFB Warning Area (W-337), are excluded daily between sunset and sunrise."

11. Section 600.6008 *VOR civil airway No. 8 (Long Beach, Calif., to Washington, D. C.)* is amended by changing the portion which reads: "Moline, Ill., omnirange station, including a south alternate;" to read: "Moline, Ill., omnirange station, including a south alternate via the intersection of the Iowa City omnirange 093° True and the Moline omnirange 230° True radials;"

12. Section 600.6009 *VOR civil airway No. 9 (New Orleans, La., to Milwaukee, Wis.)* is amended by changing all after the Naperville, Ill., omnirange station to read: "Naperville, Ill., omnirange station; point of intersection of the Janesville, Wis., omnirange 098° True and the Milwaukee omnirange 192° True radials; to the Milwaukee, Wis., omnirange station, including a west alternate via the intersection of the Naperville omnirange station, including a west alternate via the 317° True and the Milwaukee omnirange 207° True radials."

13. Section 600.6012 *VOR civil airway No. 12 (Santa Barbara, Calif., to Philadelphia, Pa.)* is amended by changing the portion which reads: "Appleton, Ohio, omnirange station, including a north alternate via the intersection of the Dayton omnirange 060° True and the Appleton omnirange 279° True radials; Wheeling, W. Va., omnirange station, including a north alternate via the point of intersection of the Mansfield, Ohio, omnirange 121° True and the Wheeling omnirange 281° True radials;" to read: "Appleton, Ohio, omnirange station, including a north alternate via the intersection of the Dayton omnirange 060° True and the Appleton omnirange 277° True radials; Wheeling, W. Va., omnirange station, including a north alternate via the point of intersection of the Mansfield, Ohio, omnirange 121° True and the Wheeling omnirange 282° True radials;"

14. Section 600.6019 *VOR civil airway No. 19 (El Paso, Tex., to Great Falls, Mont.)* is amended by changing the portion which reads: "Kiowa, Colo., omnirange station;" to read: "Kiowa, Colo.,

omnirange station, including an east alternate via the intersection of the Pueblo omnirange 018° True and the Kiowa omnirange 167° True radials;"

15. Section 600.6026 *VOR civil airway No. 26 (Cherokee, Wyo., to Cleveland, Ohio)* is amended by changing the portion which reads: "Minneapolis, Minn., omnirange station, including a south alternate via the intersection of the Redwood Falls omnirange 076° True and the Minneapolis omnirange 194° True radials; Eau Claire, Wis., omnirange station, including a south alternate;" to read: "Minneapolis, Minn., omnirange station; Eau Claire, Wis., omnirange station, including a south alternate from the Redwood Falls omnirange station to the Eau Claire omnirange station via the point of intersection of the Redwood Falls omnirange 076° True and the Minneapolis omnirange 194° True radials;"

16. Section 600.6047 *VOR civil airway No. 47 (Louisville, Ky., to Detroit, Mich.)* is amended by changing the portion which reads: "Dayton, Ohio, omnirange station, including a west alternate via the intersection of the Cincinnati omnirange 004° True and the Dayton omnirange 227° True radials;" to read: "Dayton, Ohio, omnirange station, including a west alternate from the Cincinnati omnirange station to the Dayton omnirange station via the point of intersection of the Cincinnati omnirange 004° True radial with the Dayton ILS localizer southwest course and the point of intersection of the Dayton ILS localizer southwest course with the Dayton omnirange 202° True radial;"

17. Section 600.6063 *VOR civil airway No. 63 (Waco, Tex., to Milwaukee, Wis.)* is amended by changing all after the Burlington, Iowa, omnirange station to read: "Burlington, Iowa, omnirange station; intersection of the Burlington omnirange 015° True and the Janesville omnirange 239° True radials; Janesville, Wis., omnirange station; to the Milwaukee, Wis., omnirange station."

18. Section 600.6075 is amended to read:

§ 600.6075 *VOR civil airway No. 75 (Petersburg, W. Va., to Cleveland, Ohio)*. From the point of intersection of the Morgantown, W. Va., omnirange 134° True and the Elkins, W. Va., omnirange 083° True radials via the Morgantown, W. Va., omnirange station; Wheeling, W. Va., omnirange station; to the Cleveland, Ohio, omnirange station.

19. Section 600.6084 is amended to read:

§ 600.6084 *VOR civil airway No. 84 (Shabbona, Ill., to Buffalo, N. Y.)*. That airspace over United States territory from the point of intersection of the Moline, Ill., omnirange 088° True and the Wheeling omnirange 238° True radials via the Wheeling, Ill., omnirange station; Pullman, Mich., omnirange station; Lansing, Mich., omnirange station; Selfridge, Mich., omnirange station; London, Ont., omnirange station; to the Buffalo, N. Y., omnirange station.

20. Section 600.6092 *VOR civil airway No. 92 (Chicago, Ill., to Washington, D. C.)* is amended by changing the por-

tion which reads: "From the Chicago Heights, Ill., omnirange station via the Goshen, Ind., omnirange station;" to read: "From the Joliet, Ill., omnirange station via the Chicago Heights, Ill., omnirange station; Goshen, Ind., omnirange station;"

21. Section 600.6093 is amended by changing the caption to read, "*VOR civil airway No. 93 (Baltimore, Md., to Presque Isle, Maine)*" and by changing all before the Allentown, Pa., omnirange station to read: "That airspace over United States territory from the Baltimore, Md., omnirange station via the intersection of the Baltimore omnirange 015° True and Allentown omnirange 228° True radials; Allentown, Pa., omnirange station;"

22. Section 600.6097 *VOR civil airway No. 97 (Miami, Fla., to Alexandria, Minn.)* is amended by changing the portion which reads: "Chicago Heights, Ill., omnirange station; intersection of the Chicago Heights omnirange 342° True and the Janesville omnirange 107° True radials; Janesville, Wis., omnirange station; Lone Rock, Wis., omnirange station, including a west alternate via the intersection of the Janesville omnirange 282° True and the Lone Rock omnirange 161° True radials;" to read: "to the Chicago Heights, Ill., omnirange station. From the point of intersection of the Janesville omnirange 098° True and the Milwaukee, Wis., omnirange 192° True radials via the Janesville, Wis., omnirange station; intersection of the Janesville omnirange 294° True and the Lone Rock omnirange 147° True radials; Lone Rock, Wis., omnirange station;"

23. Section 600.6099 *VOR civil airway No. 99 (Newport, Oreg., to Vancouver, British Columbia)* is amended by changing the portion which reads: "intersection of the Newberg omnirange 359° True and the Olympia omnirange 184° True radials;" to read: "intersection of the Newberg omnirange 355° True and the Olympia omnirange 195° True radials;"

24. Section 600.6100 is amended to read:

§ 600.6100 *VOR civil airway No. 100 (North Platte, Nebr., to Detroit, Mich.)*. From the North Platte, Nebr., omnirange station via the Sioux City, Iowa, omnirange station; Waterloo, Iowa, omnirange station; intersection of the Waterloo omnirange 097° True and the Polo omnirange 297° True radials; to the Polo, Ill., omnirange station. From the Rockford, Ill., omnirange station via the Wheeling, Ill., omnirange station; intersection of the Wheeling omnirange 093° True and the Keeler omnirange 271° True radials; Keeler, Mich., omnirange station; point of intersection of the Litchfield, Mich., omnirange 050° True and the Salem omnirange 257° True radials; to the Salem, Mich., omnirange station. The portion of this airway below 1900 feet MSL which overlaps the Savanna restricted area (R-498) is excluded.

25. Section 600.6103 is amended to read:

§ 600.6103 *VOR civil airway No. 103 (Greensboro, N. C., to Cleveland, Ohio)*. From the Greensboro, N. C., omnirange

station via the Roanoke, Va., terminal omnirange station; Elkins, W. Va., omnirange station; Wheeling, W. Va., omnirange station; point of intersection of the Wheeling omnirange 313° True and the Mansfield, Ohio, omnirange 100° True radials; point of intersection of the Mansfield, Ohio, omnirange 100° True and the Cleveland omnirange 150° True radials; to the Cleveland, Ohio, omnirange station.

26. Section 600.6107 *VOR civil airway No. 107 (Los Angeles, Calif., to Red Bluff, Calif.)* is amended by changing all before the Fillmore, Calif., omnirange station to read: "From the Long Beach, Calif., omnirange station via the intersection of the Long Beach omnirange 287° True and the Fillmore omnirange 163° True radials; Fillmore, Calif., omnirange station;"

27. Section 600.6123 is amended to read:

§ 600.6123 *VOR civil airway No. 123 (Washington, D. C., to Wilton, Conn.)*. From the Washington, D. C., terminal omnirange station via the Baltimore, Md., LF radio range station; point of intersection of the Baltimore LF radio range north course and the Baltimore, Md., omnirange 045° True radial; point of intersection of the Baltimore omnirange 045° True and the Woodstown omnirange 269° True radials; Woodstown, N. J., omnirange station; point of intersection of the Woodstown omnirange 045° True and the Coyle, N. J., omnirange 354° True radials; point of intersection of the Idlewild, N. Y., omnirange 236° True radial and the La Guardia Airport, N. Y., ILS localizer south course; La Guardia Airport, N. Y., ILS localizer; to the Wilton, Conn., omnirange station. The portion of this airway which overlaps the Washington Prohibited Area (P-56) is excluded.

28. Section 600.6129 is amended to read:

§ 600.6129 *VOR civil airway No. 129 (Rockford, Ill., to Eau Claire, Wis.)*. From the Rockford, Ill., omnirange station via the intersection of the Rockford omnirange 276° True and the Lone Rock omnirange 163° True radials; Lone Rock, Wis., omnirange station; La Crosse, Wis., omnirange station; to the Eau Claire, Wis., omnirange station.

29. Section 600.6155 is amended to read:

§ 600.6155 *VOR civil airway No. 155 (Raleigh, N. C., to Front Royal, Va.)*. From the Raleigh, N. C., omnirange station via the Lawrenceville, Va., omnirange station; intersection of the Lawrenceville omnirange 035° True and the Flat Rock omnirange 171° True radials; Flat Rock, Va., omnirange station; Gordonsville, Va., omnirange station; point of intersection of the Washington, D. C., terminal omnirange 249° True and the Front Royal omnirange 140° True radials; to the Front Royal, Va., omnirange station. The portion of this airway which overlaps the Camp Pickett Restricted Area (R-44) is excluded.

30. Section 600.6171 is amended to read:

§ 600.6171 *VOR civil airway No. 171 (Louisville, Ky., to Lone Rock, Wis.)*. From the Louisville, Ky., omnirange station via the Scotland, Ind., omnirange station; Terre Haute, Ind., omnirange station; Peotone, Ill., omnirange station; Joliet, Ill., omnirange station; Rockford, Ill., omnirange station; to the Lone Rock, Wis., omnirange station.

31. Section 600.6172 is amended to read:

§ 600.6172 *VOR civil airway No. 172 (Des Moines, Iowa, to Chicago, Ill.)*. From the Des Moines, Iowa, omnirange station via the Cedar Rapids, Iowa, omnirange station; Polo, Ill., omnirange station; to the Chicago, Ill., International (O'Hare) Airport terminal omnirange station.

32. Section 600.6173 is amended to read:

§ 600.6173 *VOR civil airway No. 173 (Springfield, Ill., to Chicago, Ill.)*. From the Springfield, Ill., omnirange station via the Roberts, Ill., omnirange station; point of intersection of the Roberts omnirange 008° True and the Joliet, Ill., omnirange 056° True radials; to the Chicago, Ill., Midway Airport terminal omnirange station.

33. Section 600.6177 is amended to read:

§ 600.6177 *VOR civil airway No. 177 (Chicago, Ill., to Janesville, Wis.)*. From the Naperville, Ill., omnirange station to the Janesville, Wis., omnirange station.

34. Section 600.6187 *VOR civil airway No. 187 (Chicago, Ill., to Milwaukee, Wis.)* is revoked.

35. Section 600.6191 *VOR civil airway No. 191 (Walnut Ridge, Ark., to Milwaukee, Wis.)*, is amended by changing the portion which reads: "intersection of the Roberts omnirange 012° True and the Chicago Midway Airport terminal omnirange 198° True radials;" to read: "point of intersection of the Roberts omnirange 008° True and the Joliet, Ill., omnirange 056° True radials;"

36. Section 600.6193 is amended to read:

§ 600.6193 *VOR civil airway No. 193 (Fort Wayne, Ind., to Traverse City, Mich.)*. From the Fort Wayne, Ind., omnirange station via the Keeler, Mich., omnirange station; Pullman, Mich., omnirange station; Grand Rapids, Mich., ILS outer marker; White Cloud, Mich., omnirange station; to the Traverse City, Mich., LF radio range station.

37. Section 600.6209 is amended to read:

§ 600.6209 *VOR civil airway No. 209 (Los Angeles, Calif., to Paso Robles, Calif.)*. From the Long Beach, Calif., omnirange station via the intersection of the Long Beach omnirange 287° True and the Fillmore omnirange 163° True radials; Fillmore, Calif., omnirange station; to the Paso Robles, Calif., omnirange station.

38. Section 600.6217 is amended to read:

§ 600.6217 *VOR civil airway No. 217 (Chicago, Ill., to Green Bay, Wis.)*.

From the Chicago, Ill., International (O'Hare) Airport terminal omnirange station via the point of intersection of the Chicago Heights, Ill., omnirange 358° True and the Milwaukee omnirange 135° True radials; point of intersection of the Milwaukee omnirange 135° True radial and the Milwaukee (General Mitchell Field) ILS localizer front course; Milwaukee, Wis. (General Mitchell Field) ILS localizer; intersection of the Milwaukee (General Mitchell Field) ILS localizer back course and the Green Bay omnirange 165° True radial; to the Green Bay, Wis., omnirange station.

39. Section 600.6218 *VOR civil airway No. 218 (Chicago, Ill., to Flint, Mich.)* is amended by changing the portion which reads: "From the point of intersection of the Naperville omnirange 296° True and the Polo, Ill., 085° True radials" to read: "From the point of intersection of the Rockford, Ill., omnirange 132° True and the Naperville, Ill., omnirange 292° True radials."

40. Section 600.6219 *VOR civil airway No. 219 (Janesville, Wis., to Milwaukee, Wis.)* is revoked.

41. Section 600.6233 is amended to read:

§ 600.6233 *VOR civil airway No. 233 (Springfield, Ill., to Cedar Rapids, Iowa)*. From the Springfield, Ill., omnirange station via the Peoria, Ill., omnirange station; Bradford, Ill., omnirange station; Moline, Ill., omnirange station; to the Cedar Rapids, Iowa, omnirange station.

42. Section 600.6255 is added to read:

§ 600.6255 *VOR civil airway No. 255 (Burlington, Iowa, to Janesville, Wis.)*. From the Burlington, Iowa, omnirange station via the intersection of the Burlington omnirange 034° True and the Moline omnirange 199° True radials; Moline, Ill., omnirange station; Rockford, Ill., omnirange station; to the Janesville, Wis., omnirange station.

43. Section 600.6262 is added to read:

§ 600.6262 *VOR civil airway No. 262 (Bradford, Ill., to Chicago, Ill.)*. From the Bradford, Ill., omnirange station via the Joliet, Ill., omnirange station; to the Chicago, Ill., Midway Airport terminal omnirange station.

44. Section 600.6263 is added to read:

§ 600.6263 *VOR civil airway No. 263*. [Unassigned].

45. Section 600.6264 is added to read:

§ 600.6264 *VOR civil airway No. 264 (Ontario, Calif., to Giant Rock, Calif.)*. From the Ontario, Calif., omnirange station to the point of intersection of the Ontario omnirange 061° True and the Daggett, Calif., omnirange 160° True radials.

46. Section 600.625 is added to read:

§ 600.6265 *VOR civil airway No. 265*. [Unassigned].

47. Section 600.6266 is added to read:

§ 600.6266 *VOR civil airway No. 266 (South Boston, Va., to Lawrenceville, Va.)*. From the South Boston, Va., omnirange station to the Lawrenceville, Va., omnirange station.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interpret or apply sec. 302, 52 Stat. 985, as amended; 49 U. S. C. 452)

This amendment shall become effective 0001 e. s. t., March 14, 1957.

[SEAL] JAMES T. PYLE,  
Administrator of Civil Aeronautics.

[F. R. Doc. 57-1118; Filed, Feb. 13, 1957;  
8:45 a. m.]

[Amdt. 3]

**PART 601—DESIGNATION OF CONTROL AREAS, CONTROL ZONES, AND REPORTING POINTS**

**ALTERATIONS**

The control area, control zone and reporting point alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy and the Air Force, through the Air Coordinating Committee, Airspace Panel, and are adopted to become effective when indicated in order to promote safety. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest and therefore is not required.

Part 601 is amended as follows:

1. Section 601.102 is amended by changing the caption to read: "Amber civil airway No. 2 control areas (Daggett, Calif., to Point Barrow, Alaska)."

2. Section 601.113 *Amber civil airway No. 13 control areas* (Washington, D. C., to New York, N. Y.), is revoked.

3. Section 601.114 *Amber civil airway No. 14 control areas* (Washington, D. C., to New York, N. Y.), is revoked.

4. Section 601.115 *Amber civil airway No. 15 control areas* (Washington, D. C., to New York, N. Y.), is revoked.

5. Section 601.119 *Amber civil airway No. 19 control areas* (Washington, D. C., to New York, N. Y.), is revoked.

6. Section 601.313 is added to read:

§ 601.313 *Red civil airway No. 113 control areas* (Hawaiian Islands). All of Red civil airway No. 113.

7. Section 601.1025 is amended to read:

§ 601.1025 *Control area extension* (New Orleans, La.). That airspace in the northwest quadrant of the New Orleans radio range lying within a 35 mile radius of the radio range station; in the southwest quadrant of the radio range bounded on the north by Green civil airway No. 6, on the west by Long. 91°05'00", on the south by Lat. 29°15'00" and on the east by Amber civil airway No. 5; in the southeast quadrant of the radio range bounded on the west by the south course of the New Orleans radio range, on the south and east by the United States shoreline and on the north by Red civil airway No. 30; that airspace northeast of New Orleans bounded by a line beginning at a point on the eastern boundary of Amber civil airway No. 5 at Lat. 31°15'00", thence southeast to Lat. 31°00'00", Long. 89°45'00", thence east to Lat. 31°00'00", Long. 89°00'00", thence north to Lat. 31°15'00", Long. 89°00'00", thence east to Lat. 31°15'00",

Long. 88°00'00", thence south along Long. 88°00'00" to the north boundary of Green civil airway No. 6, thence west along the north boundary of Green 6 to Amber civil airway No. 5, thence north along the east boundary of Amber 5 to point of beginning at Lat. 31°15'00", excluding the airspace lying between VOR civil airway No. V-20 and V-20N bounded on the southwest by the northern shoreline of Lake Ponchartrain and on the northeast by the Biloxi, Miss., control area extension.

8. Section 601.1030 *Control area extension* (Victorville, Calif.), is amended in first portion by changing the words which read: "and on the southeast by Amber civil airway No. 2" to read: "and on the southeast by VOR civil airway No. 21,"

9. Section 601.1041 *Control area extension* (Boise, Idaho), is amended by adding the following portion to present control area extension: "and that airspace northeast of Boise lying within a 25 mile radius of the Boise radio range station bounded on the southwest by Green civil airway No. 10."

10. Section 601.1050 *Control area extension* (Bakersfield, Calif.), is amended by changing the words which read: "bounded on the northeast by VOR civil airway No. 137" to read: "bounded on the northeast by VOR civil airway No. 165".

11. Section 601.1071 *Control area extension* (Burbank, Calif.), is amended in first portion by deleting the words which read: "on the southeast by Amber civil airway No. 2".

12. Section 601.1073 is amended to read:

§ 601.1073 *Control area extension* (Fresno, Calif.). The airspace west of Fresno lying within a 35 mile radius of the Fresno Air Terminal bounded on the east by VOR civil airway No. 23; the airspace between Bakersfield-Fresno-Mo-desto, Calif., bounded on the southwest by VOR civil airway No. 23, on the northwest by VOR civil airway No. 28, and on the northeast and southeast by a line beginning at a point at Lat. 38°20'00", Long. 120°22'00", extending to a point at Lat. 38°20'00", Long. 120°20'00", thence to a point at Lat. 37°50'00", Long. 120°00'00", thence to a point at Lat. 36°00'00", Long. 118°48'00", thence to the Bakersfield, Calif., omnirange station.

13. Section 601.1101 is amended to read:

§ 601.1101 *Control area extension* (Madison, Wis.). That airspace south of Madison bounded on the north by VOR civil airway No. 2, on the southeast by VOR civil airway No. 63 and on the southwest and west by VOR civil airway No. 97.

14. Section 601.1188 is amended to read:

§ 601.1188 *Control area extension* (Milwaukee, Wis.). The airspace within a 20 mile radius of General Mitchell Field, including the airspace south of Milwaukee bounded on the northeast and east by VOR civil airway No. 214, on the south by VOR civil airway 172 and on the west by VOR civil airway No. 9.

15. Section 601.1192 *Control area extension* (Merced, Calif.), is amended by changing the portion which reads: "on the south by VOR civil airway No. 100," to read: "on the south by VOR civil airway No. 199,".

16. Section 601.1216 *Control area extension* (New Orleans, La.), is amended by changing the name of the facility "Callender La., nondirectional radio beacon" to read: "Belle Chasse, La., nondirectional radio beacon".

17. Section 601.1237 is amended to read:

§ 601.1237 *Control area extension* (Waco, Tex.). That airspace in the west quadrant of the Waco radio range lying within a 40-nautical mile radius of the radio range station extending clockwise from Amber civil airway No. 4 to Blue civil airway No. 70 excluding the portion which overlaps restricted areas R-219 and R-343.

18. Section 601.1242 *Control area extension* (Stockton, Calif.), is amended by deleting the words which read: "excluding the portion which overlaps the Antioch restricted area."

19. Section 601.1283 is amended to read:

§ 601.1268 *Control area extension* (Sioux Falls, S. Dak.). That airspace southeast of Sioux Falls within a 15 mile radius of the Sioux Falls omnirange station extending clockwise from the southern boundary of VOR civil airway No. 80 to the eastern boundary of VOR civil airway No. 15; that airspace within a 23 mile radius of the Sioux Falls omnirange station extending from the western boundary of VOR civil airway No. 15 south of Sioux Falls thence clockwise to the northern boundary of VOR civil airway No. 80.

24. Section 601.1418 is added to read:

§ 601.1418 *Control area extension* (Hoquiam, Wash.). That airspace centered on the 234° True radial of the Hoquiam omnirange, 10 miles in width at the omnirange station with each edge diverging at an angle of 5° with the centerline and extending to the eastern boundary of the Seattle Oceanic Control Area, excluding the portion which conflicts with Warning Area W-460 and excluding the portion above 14,500 feet which lies beneath and which conflicts with restricted area R-241.

21. Section 601.1419 is added to read:

§ 601.1419 *Control area extension* (Newport, Oreg.). That airspace centered on the 237° True radial of the Newport omnirange, 10 miles in width at the omnirange station with each edge diverging at an angle of 5° with the centerline and extending to the eastern boundary of the Seattle Oceanic Control Area, excluding the portion which conflicts with Warning Area W-242.

22. Section 601.1420 is added to read:

§ 601.1420 *Control area extension* (North Bend, Oreg.). That airspace centered on the 239° True radial of the North Bend omnirange, 10 miles in width at the omnirange station with each edge diverging at an angle of 5° with the



centerline and extending to the eastern boundary of the Oceanic Control Area.

23. Section 601.1421 is added to read:

§ 601.1421 *Control area extension (Goldsboro, N. C.).* That airspace within a 25 mile radius of the Seymour-Johnson AFB, Goldsboro, N. C., bounded on the east by VOR civil airway No. 157.

24. Section 601.1984 *Five mile radius zones* is amended by adding the following airport: Goldsboro, N. C.: Seymour-Johnson AFB.

25. Section 601.2037 is amended to read:

§ 601.2037 *San Angelo, Tex., control zone.* Within a 10 mile radius of Mathis Field and within a 5 mile radius of Goodfellow AFB, San Angelo, Tex., within 2 miles either side of the southeast course of the San Angelo radio range extending from the radio range station to a point 10 miles southeast within 2 miles either side of the northeast course of the radio range extending from the radio range station to a point 10 miles northeast, and within 2 miles either side of the 72° True radial of the San Angelo omnirange extending to a point 10 miles northeast of the omnirange station.

26. Section 601.2121 is amended to read:

§ 601.2121 *Rockford, Ill., control zone.* Within a 5 mile radius of the Greater Rockford Airport, within 2 miles either side of a line bearing 182° True extending from the Rockford radio range station to the Greater Rockford Airport, within 2 miles either side of the northwest course of the Rockford radio range extending from the radio range station to a point 10 miles northwest, within 2 miles either side of a line extending from the Greater Rockford Airport through the Rockford nondirectional radio beacon to a point 12 miles south of the nondirectional radio beacon, and within 2 miles either side of the 112° True and 292° True radials of the Rockford omnirange station extending from the 5 mile radius zone to a point 12 miles northwest of the omnirange station.

27. Section 601.4102 is amended by changing the caption to read: "*Amber civil airway No. 2 (Daggett, Calif., to Point Barrow, Alaska).*" and by deleting the reporting point which reads: "The intersection of the southwest course of the Long Beach, Calif., radio range and the south course of the Los Angeles, Calif., radio range;"

28. Section 601.4265 is amended to read:

§ 601.4265 *Red civil airway No. 65 (Los Angeles, Calif., to Hayfield Lake, Calif.).* The intersection of the south course of the Los Angeles, Calif., radio range and the southwest course of the Long Beach, Calif., radio range.

29. Section 601.4313 is added to read:

§ 601.4313 *Red civil airway No. 113 (Hawaiian Islands).* No reporting point designation.

30. Section 601.6019 is amended to read:

§ 601.6019 *VOR civil airway No. 19 control areas (El Paso, Tex., to Great Falls, Mont.).* All of VOR civil airway No. 19 including east alternates.

31. Section 601.6063 is amended to read:

§ 601.6063 *VOR civil airway No. 63 control areas (Waco, Tex., to Milwaukee, Wis.).* All of VOR civil airway No. 63.

32. Section 601.6075 is amended to read:

§ 601.6075 *VOR civil airway No. 75 control areas (Petersburg, West Virginia, to Cleveland, Ohio).* All of VOR civil airway No. 75.

33. Section 601.6084 is amended to read:

§ 601.6084 *VOR civil airway No. 84 control areas (Shabonna, Ill., to Buffalo, N. Y.).* All of VOR civil airway No. 84.

34. Section 601.6093 is amended to read:

§ 601.6093 *VOR civil airway No. 93 control areas (Baltimore, Md., to Presque Isle, Me.).* All of VOR civil airway No. 93.

35. Section 601.6103 is amended to read:

§ 601.6103 *VOR civil airway No. 103 control areas (Greensboro, N. C., to Cleveland, Ohio).* All of VOR civil airway No. 103.

36. Section 601.6123 is amended to read:

§ 601.6123 *VOR civil airway No. 123 control areas (Washington, D. C., to Wilton, Conn.).* All of VOR civil airway No. 123.

37. Section 601.6129 is amended to read:

§ 601.6129 *VOR civil airway No. 129 control areas (Rockford, Ill., to Eau Claire, Wisconsin).* All of VOR civil airway No. 129.

38. Section 601.6155 is amended to read:

§ 601.6155 *VOR civil airway No. 155 control areas (Raleigh, N. C., to Front Royal, Va.).* All of VOR civil airway No. 155.

39. Section 601.6171 is amended to read:

§ 601.6171 *VOR civil airway No. 171 control areas (Louisville, Ky., to Lone Rock, Wis.).* All of VOR civil airway No. 171.

40. Section 601.6172 is amended to read:

§ 601.6172 *VOR civil airway No. 172 control areas (Des Moines, Iowa, to Chicago, Ill.).* All of VOR civil airway No. 172.

41. Section 601.6177 is amended to read:

§ 601.6177 *VOR civil airway No. 177 control areas (Chicago, Ill., to Janesville, Wis.).* All of VOR civil airway No. 177.

42. Section 601.6187 *VOR civil airway No. 187 control areas (Chicago, Ill., to Milwaukee, Wis.)* is revoked.

43. Section 601.6193 is amended to read:

§ 601.6193 *VOR civil airway No. 193 control areas (Fort Wayne, Ind., to Traverse City, Mich.).* All of VOR civil airway No. 193.

44. Section 601.6219 *VOR civil airway No. 219 control areas (Janesville, Wis., to Milwaukee, Wis.)* is revoked.

45. Section 601.6233 is amended to read:

§ 601.6233 *VOR civil airway No. 233 control areas (Springfield, Ill., to Cedar Rapids, Iowa).* All of VOR civil airway No. 233.

46. Section 601.6255 is added to read:

§ 601.6255 *VOR civil airway No. 255 control areas (Burlington, Iowa, to Janesville, Wis.).* All of VOR civil airway No. 255.

47. Section 601.6262 is added to read:

§ 601.6262 *VOR civil airway No. 262 control areas (Bradford, Ill., to Chicago, Ill.).* All of VOR civil airway No. 262.

48. Section 601.6263 is added to read:

§ 601.6263 *VOR civil airway No. 263 control areas.* [Unassigned.]

49. Section 601.6264 is added to read:

§ 601.6264 *VOR civil airway No. 264 control areas (Ontario, Calif., to Giant Rock, Calif.).* All of VOR civil airway No. 264.

50. Section 601.6265 is added to read:

§ 601.6265 *VOR civil airway No. 265 control areas.* [Unassigned.]

51. Section 601.6266 is added to read:

§ 601.6266 *VOR civil airway No. 266 control areas (South Boston, Va., to Lawrenceville, Va.).* All of VOR civil airway No. 266.

52. Section 601.7001 *VOR Domestic reporting points* is amended by adding the following reporting points:

Roscoe Intersection: The intersection of the Appleton, Ohio, omnirange 085° True and the Mansfield, Ohio, omnirange 149° True radials.

Annawan Intersection: The intersection of the Iowa City, Iowa, omnirange 093° True radial, the Moline, Ill., omnirange 139° True radial and the Moline, Ill., ILS localizer back course.

Cedar Rapids, Iowa, omnirange station. Rockford, Ill., omnirange station.

by revoking the following reporting points:

Adamsville Intersection: The intersection of the Appleton, Ohio, omnirange 085° True and the Mansfield, Ohio, omnirange 149° True radials.

Cedar Rapids Intersection: The intersection of the Polo, Ill., omnirange 268° True and the Iowa City, Iowa, omnirange 349° True radials (Cedar Rapids, Iowa, nondirectional radio beacon).

and by changing the following reporting point to read:

New Braunfels Intersection: The intersection of the San Antonio, Tex., omnirange 074° True and the Austin, Tex., omnirange 207° True radials.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interpret or apply sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

This amendment shall become effective 0001 e. s. t., March 14, 1957.

[SEAL] JAMES T. PYLE,  
Administrator of Civil Aeronautics.

[F. R. Doc. 57-1119; Filed, Feb. 13, 1957;  
8:45 a. m.]

## TITLE 19—CUSTOMS DUTIES

### Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 54303]

#### PART 1—CUSTOMS DISTRICTS AND PORTS

##### EXTENSION OF LIMITS OF CUSTOMS PORT OF PHILADELPHIA, PA.

FEBRUARY 7, 1957.

By virtue of the authority vested in the President by section 1 of the act of August 1, 1914, 38 Stat. 623 (19 U. S. C. 2), which was delegated to the Secretary of the Treasury by the President by Executive Order No. 10289, September 17, 1951 (3 CFR 1951 Supp., Chapter II), the limits of the customs port of entry of Philadelphia, Pennsylvania, the headquarters port of Customs Collection District No. 11 (Philadelphia), comprising the territory within the corporate limits of that city and Camden and Gloucester City, New Jersey, the territory described in Executive Order No. 7840, published in T. D. 49472, and the territory described in T. D. 53738, are hereby further extended to include the territory embracing Darby Township and Folcroft Borough, Delaware County, State of Pennsylvania, effective upon the date of publication of this Treasury decision in the FEDERAL REGISTER.

Section 1.1 (c), Customs Regulations, is amended by deleting "and" preceding

"T. D. 53738," and by adding "and T. D. 54303" after that number, within the parentheses, opposite "PHILADELPHIA, PA." in the column headed "Ports of Entry" in District No. 11 (Philadelphia). (R. S. 161; 5 U. S. C. 22. Interprets or applies sec. 1, 37 Stat. 434, sec. 1, 38 Stat. 623, as amended; 19 U. S. C. 1, 2)

[SEAL] DAVID W. KENDALL,  
Acting Secretary of the Treasury.

[F. R. Doc. 57-1146; Filed, Feb. 13, 1957;  
8:51 a. m.]

## TITLE 21—FOOD AND DRUGS

### Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

#### Subchapter B—Food and Food Products

##### PART 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

###### TOLERANCE FOR RESIDUES OF ETHYLENE OXIDE

A petition was filed with the Food and Drug Administration requesting the establishment of a tolerance for residues of ethylene oxide in or on whole spices.

The Secretary of Agriculture has certified that this pesticide chemical is useful for the purposes for which a tolerance is being established.

After consideration of the data submitted in the petition and other relevant material which show that the tolerance established in this order will protect the public health, and by virtue of the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 408

(d) (2), 68 Stat. 512; 21 U. S. C. 346a (d) (2)) and delegated to the Commissioner of Food and Drugs by the Secretary (21 CFR 120.7 (g)), the regulations for tolerances for pesticide chemicals in or on raw agricultural commodities (21 CFR Part 120) are amended by adding the following new section:

§ 120.151 *Tolerance for residues of ethylene oxide.* A tolerance of 50 parts per million is established for residues of ethylene oxide in or on whole spices.

Any person who will be adversely affected by the foregoing order may, at any time prior to the thirtieth day from the effective date thereof, file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D. C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by this order, specify with particularity the provisions of the order deemed objectionable and reasonable grounds for the objections, and request a public hearing upon the objections. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

*Effective date.* This order shall be effective upon publication in the FEDERAL REGISTER.

(Sec. 701, 52 Stat. 1055, as amended; 21 U. S. C. 371. Interprets or applies sec. 408, 68 Stat. 511; 21 U. S. C. 346a)

Dated: February 8, 1957.

[SEAL] JOHN L. HARVEY,  
Deputy Commissioner  
of Food and Drugs.

[F. R. Doc. 57-1148; Filed, Feb. 13, 1957;  
8:51 a. m.]

## PROPOSED RULE MAKING

### FEDERAL POWER COMMISSION

[18 CFR Parts 101, 141]

[Docket No. R-159]

#### UNIFORM SYSTEM OF ACCOUNTS FOR PUBLIC UTILITIES AND LICENSEES AND ANNUAL REPORT FORM NO. 1 RESPECTING TREATMENT OF DEFERRED TAXES ON INCOME

##### NOTICE OF PROPOSED RULE MAKING

FEBRUARY 8, 1957.

1. Notice is hereby given of proposed rule making in the above entitled matters.

2. It is proposed to amend Parts 101 and 141 of the Commission's general rules and regulations (18 CFR, Chapter I, Subchapter C and D, Parts 101 and 141) entitled Uniform System of Accounts Prescribed for Public Utilities and Licensees subject to the Provisions of the Federal Power Act, as well as Annual Report Form No. 1, by adding new Accounts designated as §§ 101.259, 101.259-1, 101.259-2, 101.259-3, as well as §§ 101.507A and 101.507B and adding a Schedule entitled Reserve for Deferred

Taxes on Income<sup>1</sup> to Annual Report Form No. 1 (§ 141.1), as shown by the accompanying proposals related to accounting and reporting for Federal income taxes resulting from accelerated amortization and liberalized depreciation.

3. In our notice, in the proceedings designated Docket No. R-126 published in FEDERAL REGISTER, June 27, 1953 (18 F. R. 3698), initial consideration was invited as to proposed amendments pertaining to accounting and reporting for Federal income taxes resulting from accelerated amortization applicable to both natural gas companies and public utilities and licensees. Our order No. 171 in Docket No. R-126, published in FEDERAL REGISTER, April 27, 1950 (19 F. R. 2450), reserved for future disposition the amendments to Uniform System of Accounts Prescribed for Public Utilities and Licensees and Annual Report Form No. 1, pertaining to accounting and reporting from accelerated amortization. The

<sup>1</sup> Filed as part of the original document.

accompanying proposals are intended to make such disposition, as well as provide for liberalized depreciation in both the Uniform System of Accounts prescribed for Public Utilities and Licensees and Annual Report Form No. 1.

4. The accompanying amendments to the Commission's Uniform System of Accounts prescribed for Public Utilities and Licensees, and the Schedule to be added to Annual Form No. 1, are proposed to be issued under the authority granted the Federal Power Commission by the Federal Power Act, particularly sections 3 (13), 4 (b) and (c), 301 (a), 304 (a), 309 and 311 thereof (49 Stat. 833, 839, 854, 855, 858, 859); (16 U. S. C. 796 (13), 797 (b) and (c), 825c (a), 825c (h) and 825j.)

5. Any interested person may submit to the Federal Power Commission, Washington 25, D. C., not later than April 1, 1957, data, views, comments, and suggestions, in writing, concerning the proposed accompanying amendments to the Uniform System of Accounts prescribed for Public Utilities and Licensees, and to the Annual Report Form No. 1. An

original and nine copies should be filed of any such submittals. The Commission will consider these written submittals before acting upon the proposed amendments.

[SEAL]

J. H. GUTRIE,  
Secretary.

§ 101.259 *Reserve for deferred taxes on income.* The subaccounts below are provided for the use of Public Utilities and Licensees which (a) have filed with the Commission, copy of an order of other authorization by a state public service commission having jurisdiction, authorizing accounting for deferred taxes on income, (b) in the absence of necessity of authorization by a state public service commission having jurisdiction, have filed with the Commission a statement of proposed plan of accounting for deferred taxes on income, or (c) which have obtained authorization of the Commission for use of subaccount 259.3 relating to deferred tax accounting other than with respect to accelerated amortization or liberalized depreciation.

§ 101.259-1 *Reserve for deferred taxes on income—accelerated amortization.* (a) This account shall be credited and account 507-A, Provision for Deferred Taxes on Income, shall be debited with an amount equal to that by which taxes on income payable for the year are lower because of the use of accelerated (5-year) amortization of certified defense facilities in computing such taxes, as permitted by section 168 of the Internal Revenue Code of 1954 (section 124A of previous Internal Revenue Code), as compared to the depreciation deduction otherwise appropriate and allowable for tax purposes according to the straight line or other non-accelerated depreciation method and appropriate service life expectancy for such property.

(b) This account shall be debited and account 507-B, Credits to Operations Arising from Taxes on Income Deferred in Prior Years—Credit, shall be credited with an amount equal to that by which taxes on income payable for the year are greater because of the use in prior years of accelerated (5-year) amortization of certified defense facilities instead of nonaccelerated depreciation otherwise appropriate for income tax purposes, and deferral of taxes in such prior years as described in paragraph (a) of this section. Such debit to this account and credit to account 507-B shall, in general, represent the effect on taxes payable for the current year of the unavailability of a depreciation deduction for tax purposes, or a reduced amount, with respect to any depreciable property for which accelerated amortization was used in prior years, as compared to the depreciation deduction which otherwise would be available and appropriate for such property, considering its service life expectancy, according to the depreciation method ordinarily used by the utility for similar property in computing depreciation for tax purposes by a nonaccelerated or nonliberalized depreciation method ap-

plied over the entire service life of the property.

(c) Records with respect to entries to this account, as described in this section, and the reserve balance, shall be so maintained as to show the factors of calculation and the separate amounts applicable to the facilities of each certification or authorization for accelerated amortization for tax purposes.

(d) The use of this account and the accounting described in this section are not mandatory for any utility, which in accordance with a consistent policy, elects not to follow deferred tax accounting even though accelerated amortization is used in computing taxes on income. If, however, deferred tax accounting is initiated with respect to any certified defense facilities, the accounting shall not be suspended or discontinued on the property covered by that certificate, without approval of the Commission, and shall be carried out fully as provided by the text of this account.

(e) The utility is restricted in its use of this account to the purposes set forth in this section. It shall not transfer the reserve or any portion thereof to surplus or make any use thereof except as provided in the text of this account without prior approval of the Commission. Any remaining deferred tax reserve balance with respect to any certified defense facility for which deferred tax accounting has been followed, after retirement of such facility or major part thereof, or expiration of the service life on which the deferred tax calculations were based, shall be reported to the Commission and disposed of as the Commission may authorize or direct.

§ 101.259-2 *Reserve for deferred taxes on income—liberalized depreciation.* (a) This account shall be credited and account 507A, Provision for Deferred Taxes on Income, shall be debited with an amount equal to that by which taxes on income payable for the year are lower because of the use of liberalized depreciation in computing such taxes, as permitted by section 167 of the Internal Revenue Code of 1954, as compared to the depreciation deduction otherwise appropriate and allowable for tax purposes for similar property of the same service life expectancy according to the straight line or other non-liberalized method of depreciation.

(b) This account shall be debited and account 507-B, Credits to Operations Arising from Taxes on Income Deferred in Prior Years—Credit, shall be credited with an amount equal to that by which taxes on income payable for the year are greater because of the use in prior years of liberalized depreciation for income tax purposes, and deferral of taxes in such prior years as described in paragraph (a) of this section. Such debit to this account and credit to account 507-B, shall, in general, represent the effect on taxes payable for the current year of the smaller amount of depreciation permitted for tax purposes for the current year with respect to any depreciable property for which liberalized depreciation was used in prior years, as compared to the depreciation deduction

otherwise appropriate and available for similar property of the same service life expectancy according to the straight line or other nonliberalized depreciation method ordinarily used by the utility in computing depreciation for tax purposes.

(c) Records with respect to entries to this account, as described in this section, and reserve balance, shall be so maintained as to show the factors of calculation and the separate amounts applicable to the plant balances of each vintage year for each class, group, or unit as to which different liberalized depreciation methods and service life expectancies have been used.

(d) The use of this account and the accounting described in this section are not mandatory for any utility, which in accordance with a consistent policy, elects not to follow deferred tax accounting even though liberalized depreciation is used in computing taxes on income. If, however, deferred tax accounting is initiated with respect to any property the accounting shall not be discontinued on that property, without approval of the Commission, and shall be carried out fully as provided by the text of this account.

(e) The utility is restricted in its use of this account to the purposes set forth in this section. It shall not transfer the reserve or any portion thereof to surplus or make any use thereof except as provided in the text of this account without prior approval of the Commission. Any remaining deferred tax reserve balance with respect to any year's plant additions or subdivisions thereof for which liberalized depreciation accounting has been followed after retirement of said additions or major part thereof, or after expiration of the service life on which the depreciation calculations for tax purposes are based, shall be reported to the Commission and disposed of as the Commission may authorize or direct.

§ 101.259-3 *Reserve for deferred taxes on income—Other.* (a) This account, when its use has been authorized or directed by the Commission for specific types of tax deferrals shall be credited and account 507-A, Provision for Deferred Taxes on Income, shall be debited with an amount equal to that by which taxes on income payable for the year are lower because of the current use in computing taxes on income of deductions, other than accelerated amortization or liberalized depreciation, which for general accounting purposes will not be fully reflected in the utility's determination of annual net income until subsequent years.

(b) This account, when its use has been authorized or directed by the Commission, shall be debited and account 507-B, Credits to Operations Arising from Taxes on Income Deferred in Prior Years—Credit, shall be credited with an amount equal to that by which taxes on income payable for the year are greater because of deferral of taxes on income in previous years, as provided by paragraph (a) of this section because of difference in timing for tax purposes of particular income deductions from that recognized by the utility for general accounting purposes, other than with re-



spect to accelerated amortization or liberalized depreciation. Such debit to this account and credit to account 507-B shall, in general, represent the effect on taxes payable in the current year of the smaller deduction permitted for tax purposes as compared to the amount recognized in the utility's general accounts with respect to the item or class of items for which deferred tax accounting by the utility was authorized or directed by the Commission.

(c) Records with respect to entries to this account, as described in this section, and the reserve balance, shall be so maintained as to show the factors of calculation with respect to each annual amount of the item or class of items, other than accelerated amortization or liberalized depreciation, for which tax deferral accounting by the utility is authorized or directed by the Commission.

(d) The utility is restricted in its use of this account to the purposes set forth in this section. It shall not transfer the reserve or any portion thereof to surplus or make any use thereof except as provided in the text of this account, without prior approval of the Commission. Any remaining deferred tax reserve balance with respect to an amount for any prior year's tax deferral, the amortization of which or other recognition in the utility's income accounts has been completed, or other disposition made, shall be reported to the Commission and disposed of as the Commission may authorize or direct.

NOTE: In determining appropriate use of this account as a basis of request to the

Commission for authorization of its use, consideration shall be given to the relative importance of the amount involved, and to other items in the utility's accounts where "prepaid tax accounting" may be appropriate such as (a) where the time of taking a deduction in computing taxes on income is such that the tax deduction must be delayed or applied to a series of future years as opposed to earlier recognition of such item in determination of income in the general accounts of the utility, or (b) where inclusion of an income item is required for tax purposes but is to be recognized in whole or in part in the utility's income accounts of a subsequent year or years.

§ 101.507A *Provision for deferred taxes on income.* This account shall be debited and the appropriate subdivision of account 259, Reserve for Deferred Taxes on Income, shall be credited with an amount equal to any deferral of taxes on income as provided by account 259 and the subaccounts thereunder. No entries shall be made to this account which are not provided for by the applicable subaccounts of account 259, Reserve for Deferred Taxes on Income. There shall not be netted against entries required to be made to this account any credit amounts appropriately includible in account 507-B, Credits to Operations Arising from Taxes on Income Deferred in Prior Years—Credit.

§ 101.507B *Credits to operations arising from taxes on income deferred in prior years—credit.* This account shall be credited and the appropriate sub-account of account 259, Reserve for Deferred Taxes, debited with an amount equal to the portion of taxes on income

payable for the year that is attributable to a deferral of taxes on income in a prior year, in accordance with the plan of deferred tax accounting provided by account 259. No entries to this account shall be omitted if required according to the plan of deferred tax accounting as provided by the applicable subdivisions of account 259, Reserve for Deferred Taxes on Income. There shall not be netted against entries required to be made to this account any debit amounts appropriately includible in account 507-A, Provision for Deferred Taxes on Income.

[F. R. Doc. 57-1131; Filed, Feb. 13, 1957; 8:48 a. m.]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration

[ 21 CFR Parts 146a, 146b, 146c, 146d, 146e ]

PENICILLIN AND PENICILLIN-CONTAINING DRUGS INTENDED FOR USE BY THE INTRAMAMMARY ROUTE

### NOTICE OF PROPOSED RULE MAKING

#### Correction

In F. R. Document 57-994, appearing in the issue for Saturday, February 9, 1957, at page 849, make the following change: In paragraph 3, third sentence, the word "efficiency" should read "efficacy".

## NOTICES

## DEPARTMENT OF THE TREASURY

### Fiscal Service, Bureau of Accounts

[Dept. Circ. 570, Rev. Apr. 20, 1943, 1957, Supp. 160]

#### NORTH AMERICAN FIRE AND MARINE REINSURANCE CORP.

#### TERMINATION OF AUTHORITY TO QUALIFY AS A REINSURING COMPANY ONLY ON FEDERAL BONDS

Notice is hereby given that the Certificate of Authority issued by the Secretary of the Treasury to North American Fire and Marine Reinsurance Corporation, New York, New York, under Treasury Department Circular No. 297, July 15, 1922, as amended, 31 CFR Part 223, to qualify as a reinsuring company only on recognizances, stipulations, bonds and undertakings permitted or required by the laws of the United States, has been terminated effective midnight December 31, 1956.

Pursuant to an Agreement of Merger, effective midnight December 31, 1956, approved by the Insurance Department of the State of New York, December 17, 1956, North American Fire and Marine Reinsurance Corporation was merged

No. 31—2

into North American Reinsurance Corporation (formerly North American Casualty and Surety Reinsurance Corporation) a New York corporation holding a certificate of authority as an acceptable surety on bonds in favor of the United States. The agreement of Merger provides that as of its effective date all rights, franchises and interests of the two corporations in and to every species of property, real, personal, and mixed, and things in action thereunto belonging, shall be deemed as transferred to and vested in North American Reinsurance Corporation, without any other deed or transfer; and simultaneously therewith North American Reinsurance Corporation shall be deemed to have assumed all of the liabilities of both corporations. It also provides that no action or proceeding pending at the effective date of the Agreement of Merger, to which either of the Corporations may be a party shall be abated or discontinued by reason of this merger, but the same may be prosecuted to final judgment in the same manner as if this merger had not taken place, or the Surviving Corporation may be substituted in place of either of the Corporations in which the action or proceeding may be pending. A copy of the Agreement of

Merger, certified by the Deputy Superintendent of Insurance of the State of New York is on file in the Treasury.

An underwriting limitation of \$2,049,000.00 has been established for the surviving corporation, North American Reinsurance Corporation.

[SEAL] W. RANDOLPH BURGESS.

Acting Secretary of the Treasury.

[F. R. Doc. 57-1147; Filed, Feb. 13, 1957; 8:51 a. m.]

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

#### ALASKA

#### AMENDMENT OF NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LAND FOR THE DEPARTMENT OF AIR FORCE

FEBRUARY 6, 1957.

Notice of the proposed withdrawal and reservation of lands for the Department of Air Force in the Fairbanks, Alaska, area, was published in the FEDERAL REGISTER, January 4, 1957, Volume 23, No. 3, Page 123. The area embraced by this application, which is identified by the serial number, Fairbanks 013669, has been amended to read as follows:

## SITE LOVE

## FAIRBANKS MERIDIAN

Township 2 North, Range 2 West

Section 22: E $\frac{1}{2}$ N $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$  and E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ .  
 Section 23: S $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , All of SE $\frac{1}{4}$ , All of SW $\frac{1}{4}$ .  
 Section 24: S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ .  
 Section 25: NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ .  
 Section 26: NW $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ .  
 Section 27: SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ .

Containing 1,060 acres.

ROGER R. ROBINSON,  
 Operations Supervisor.

[F. R. Doc. 57-1122; Filed, Feb. 13, 1957;  
 8:46 a. m.]

## ALASKA

## AMENDMENT OF NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LAND FOR THE DEPARTMENT OF AIR FORCE

FEBRUARY 6, 1957.

Notice of the proposed withdrawal and reservation of lands for the Department of Air Force in the Fairbanks, Alaska area, was published in the FEDERAL REGISTER, January 10, 1957, Volume 22, No. 7, Page 226. The area embraced by this application, which is identified by the serial number, Fairbanks 013668, has been amended to read as follows:

## SITE GEORGE

## FAIRBANKS MERIDIAN

Township 2 North, Range 1 East

Section 4: S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ .  
 Section 9: E $\frac{1}{2}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ , NE $\frac{1}{4}$ , SE $\frac{1}{4}$ .  
 Section 10: SW $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ .  
 Section 15: NW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ .  
 Section 16: NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ NE $\frac{1}{4}$ .  
 Section 17: NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ .  
 Section 20: NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ .

Containing 1,292.50 acres.

ROGER R. ROBINSON,  
 Operations Supervisor.

[F. R. Doc. 57-1123; Filed, Feb. 13, 1957;  
 8:46 a. m.]

## ALASKA

## NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

FEBRUARY 1, 1957.

The U. S. Coast Guard has filed an application, Serial No. Anchorage 026916, for the withdrawal of the lands described below, from all forms of appropriation under the public land laws, including mining and mineral leasing.

The applicant desires the land for dock and warehouse purposes.

For a period of 60 days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, Box 480, Anchorage, Alaska.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

## JUNEAU SUB-PORT AREA

Tract "A"

Starting at Corner No. 1 of the Army Engineers Dock boundary.

S. 9° 15' W., 126.50 feet along the Army boundary;

N. 81° 43' W., 38.00 feet;

N. 8° 17' E., 79.00 feet;

N. 39° 16' W., 33.51 feet to a point on the Army boundary;

N. 48° 00' E., 71.00 feet along the Army boundary to Corner No. 16 of said boundary;

S. 23° 27' E., 34.50 feet to Corner No. 1, the place of beginning.

The tract as described contained approximately 0.14 acres.

Tract "B"

Beginning at a point of origin, Corner No. 4 of the boundary of the Army Engineers dock; thence N. 66° 40' E., approximately 40 feet to the SW corner of the existing Wharf No. 53 and the Point of Beginning;

Thence N. 23° 20' W., approximately 100 feet to the NW corner of said wharf;

Thence N. 66° 40' E., approximately 478 feet to a point on the boundary of Executive Order No. 9173;

Thence S. 23° 20' E., 60 feet along the boundary of said Executive Order to Corner No. 3 thereof;

Thence S. 66° 40' W., 372 feet along the Executive Order boundary to Corner No. 4 thereof;

Thence S. 23° 20' E., 40 feet along the Executive Order boundary to Corner No. 5 thereof, which is on the Army Engineers Dock boundary;

Thence S. 66° 40' W., approximately 106 feet along the Army Engineers Dock boundary to the point of beginning.

The tract as described contains approximately 0.755 acres.

L. T. MAIN,

Acting Operations Supervisor.

[F. R. Doc. 57-1124; Filed, Feb. 13, 1957;  
 8:46 a. m.]

## ALASKA

## NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

FEBRUARY 8, 1957.

The Alaska Railroad has filed an application, Serial No. Anchorage 033517, for the withdrawal of the lands described below, from all forms of appropriation under the public land laws including mining and mineral leasing but excepting disposal of materials under Materials Act.

The applicant desires the land for tower for microwave communication system.

For a period of 60 days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, Box 480, Anchorage, Alaska.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

## PORTAGE AREA

A tract of land approximately 3,200 feet long and 720 feet wide, lying easterly of the main tract of The Alaska Railroad near Portage, Alaska, and more specifically described as follows:

Beginning at a point on the easterly side of The Alaska Railroad Reserve, Parcel No. 1, P. L. O. 571 which bears N. 9° 15' W., 600 feet from the northwesterly corner of Parcel No. 2, P. L. O. 571;

Thence northwesterly along the easterly boundary of Parcel No. 1, 1,250 feet to the southeasterly bank of Twentymile River;

Thence northeasterly, along the southeasterly bank of Twentymile River, 2,800 feet, more or less;

Thence S. 49° 21' 15" E., 720 feet, more or less;

Thence S. 40° 38' 45" W., 3,200 feet to the point of beginning.

The tract as described contains 46 acres.

ROGER R. ROBINSON,  
 Operations Supervisor.

[F. R. Doc. 57-1125; Filed, Feb. 13, 1957;  
 8:46 a. m.]

## ALASKA

## NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

FEBRUARY 1, 1957.

The Fish and Wildlife Service has filed an application, Serial No. Anchorage 033178, for the withdrawal of the lands described below, from all forms of appropriation under the public land laws, including mining and mineral leasing laws.

The applicant desires the land for a research station.

For a period of 60 days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, Box 480, Anchorage, Alaska.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

## JUNEAU AREA

Beginning at corner No. 1, which is identical to Corner No. 7 of U. S. Survey No. 1762. From Corner No. 1, by metes and bounds, South 88.62 feet to Corner No. 2; West 415.38 feet to Corner No. 3; N. 8° 21' W., 202.67 feet to Corner No. 4; S. 89° 56' E., 444.81 feet to Corner No. 5; South 111.38 feet to Corner No. 1, the place of beginning.

The tract as described contains 1.975 acres.

L. T. MAIN,  
Acting Operations Supervisor.

[F. R. Doc. 57-1126; Filed, Feb. 13, 1957;  
8:47 a. m.]

[Document 17]

## CALIFORNIA

## RESTORATION ORDER UNDER FEDERAL POWER ACT; CORRECTION

FEBRUARY 8, 1957.

The notice of order providing for opening of public lands pursuant to determinations of the Federal Power Commission, listed under California Document No. 17, published in the FEDERAL REGISTER of Thursday, January 10, 1957, pages 224, 225 and 226 (F. R. Doc. 57-187) is corrected by deleting from paragraph 5b, the sentence, "The land is by this order opened to location under the United States Mining Laws without regard to the act of August 11, 1955, supra, beginning 10 a. m., local time, on May 10, 1957."

R. R. BEST,  
State Supervisor.

[F. R. Doc. 57-1127; Filed, Feb. 13, 1957;  
8:47 a. m.]

## OREGON

## RESTORATION ORDER UNDER FEDERAL POWER ACT

FEBRUARY 6, 1957.

Pursuant to Determination No. DA-428 Oregon, of the Federal Power Commission and in accordance with Order No. 541, section 25, of the Director, Bureau of Land Management, approved April 21, 1954 (19 F. R. 2473), as amended, it is ordered as follows:

1. The lands hereinafter described, so far as they are withdrawn and reserved for power purposes in Power Site Reserve No. 170, approved December 10, 1910, Power Site Classification No. 282, approved February 20, 1934, of Power Site Classification No. 381, approved December 20, 1946, are hereby restored to disposition under applicable public land laws subject to the provisions of section 24 of the Federal Power Act of June 20, 1920 (41 Stat. 1075; 16 U. S. C. 818), as amended; and subject to the condition that in the event the said lands are required for power purposes, any improvements or structures placed thereon which shall be found to interfere with such developments shall be removed or relocated as may be necessary to eliminate interference with power development at no

cost to the United States, its permittees or licensees.

## WILLAMETTE MERIDIAN, OREGON

T. 2 N., R. 40 E.,  
Sec. 12: NE¼, E½NW¼.  
T. 2 N., R. 41 E.,  
Sec. 18: Lots 1, 2, SE¼NW¼.  
Sec. 19: SE¼  
Sec. 20: NW¼SW¼.

531.32 acres.

2. The lands described in paragraph 1 shall be subject to application by the State of Oregon for a period of 90 days from the date of publication of the order in the FEDERAL REGISTER for right of way for public highways or as a source of material for construction and maintenance of such highways, in accordance with and subject to the provisions of section 24 of the Federal Power Act, as amended, and the special stipulation provided in paragraph 1.

3. (a) All of the lands except NE¼ Sec. 12, T. 2 N., R. 40 E., and Lot 1, and SE¼NW¼ Sec. 18, T. 2 N., R. 41 E., have been classified for recreational purposes pursuant to the act of June 14, 1926 (44 Stat. 741), as amended by the act of June 4, 1954 (68 Stat. 173; 43 U. S. C. 869), under authority of section 7, of the act of June 28, 1934, as amended. This classification segregates the land from all appropriations including locations under the mining laws.

(b) The lands released from withdrawal by this order and classified for recreational purposes shall not become subject to the initiation of any rights or to any disposition under any other public land laws until it is so provided by an order of classification to be issued by an authorized officer opening the lands to application under the Small Tract Act of June 1, 1938 (52 Stat. 609; 43 U. S. C. 682a), as amended, or other appropriate public land laws, with a ninety-one day preference right period for filing such applications by veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944 (58 Stat. 497; 43 U. S. C. 279-284), as amended.

4. The lands described as NE¼ Sec. 12, T. 2 N., R. 40 E., W. M., Lot 1, SE¼NW¼ Sec. 18, T. 2 N., R. 41 E., W. M., containing 225.53 acres, are approximately one-quarter mile east of the Willamette River, about 2 miles downstream from Minam, Oregon. They are rough, mountainous, and rocky, with a shallow clay loam freely mixed with rock talus. The vegetative growth consists of scattered timber, browse, and native grasses with value for the grazing of livestock.

5. No application will be allowed under the Homestead, Desert Land, Small Tract, or other nonmineral public land laws unless the lands have already been classified as valuable or suitable for such type of application or shall be so classified upon consideration of an application. Any application that is filed will be considered on its merits. The lands will not be subject to occupancy or disposition until they have been classified. Any disposition of the land shall be subject to the provisions and conditions of paragraph 1.

6. Subject to any existing valid rights and the requirements of applicable laws, the lands described in paragraph 4, are hereby opened to filing of applications, selections, and locations in accordance with the following:

(a) Applications and selections under the nonmineral public land laws may be presented to the Manager mentioned below, beginning on the date of the order. Such applications, selections, and offers will be considered as filed on the hour and respective dates shown for the various classes enumerated in the following paragraphs:

(1) Applications by persons having prior existing valid settlement rights, preference rights conferred by existing laws, or equitable claims subject to allowance and confirmation will be adjudicated on the facts presented in support of each claim or right. All applications presented by persons other than those referred to in this paragraph will be subject to the applications and claims mentioned in this paragraph.

(2) All valid applications under the Homestead, Desert Land, and Small Tract Laws by qualified veterans of World War II or the Korean Conflict, and by others entitled to preference rights under the act of September 27, 1944 (58 Stat. 747; U. S. C. 279-284) as amended, presented prior to 10 a. m. on March 18, 1957, will be considered as simultaneously filed at that hour. Rights under such preference rights filed after that hour and before 10 a. m. on June 17, 1957, will be governed by the time of filing.

(3) All valid applications and selections under the nonmineral public land laws, other than those coming under paragraphs (1) and (2) above, presented prior to 10 a. m. on June 17, 1957, will be considered as simultaneously filed at that hour. Rights under such applications and selections filed after that hour will be governed by the time of filing.

(b) The lands have been open to entry and location under the United States Mining Laws, pursuant to the act of August 11, 1955, (69 Stat. 683; 30 U. S. C. 621) and applications and offers under the mineral leasing laws.

7. Persons claiming veteran's preference rights under paragraph (2) above must enclose with their applications proper evidence of military or naval service, preferably a complete photostatic copy of the certificate of honorable discharge. Persons claiming preference rights based on settlement, statutory preference, or equitable claims must enclose properly corroborated statements in support of their applications setting forth all facts relevant to their claims. Detailed rules and regulations governing applications which may be filed pursuant to this order can be found in Title 43 of the Code of Federal Regulations.

8. Inquiry concerning the above lands should be addressed to Manager, Land Office, Bureau of Land Management, 1001 N. E. Lloyd Boulevard, P. O. Box 3861, Portland 8, Oregon.

ELTON M. HATTAN,  
Acting State Supervisor.

[F. R. Doc. 57-1128; Filed, Feb. 13, 1957;  
8:47 a. m.]

## CALIFORNIA

NOTICE OF PROPOSED WITHDRAWAL AND  
RESERVATION OF LANDS

FEBRUARY 6, 1957.

The U. S. Fish and Wildlife Service has filed an application, Serial No. Sacramento 052882, for the withdrawal of the lands described below, from all forms of appropriation except mineral leasing under the mineral leasing laws and the disposal of materials under the Materials Act of July 31, 1947 (61 Stat. 681, 43 U. S. C. 1185). The management, use and disposal of the forest and range resources will continue under the administration of the Bureau of Land Management in accordance with applicable laws and regulations.

The applicant desires the land be reserved in public ownership to provide assistance to the State of California for the protection, development and management of the wildlife resources. The area is known as the Biscar Reservoir Wildlife Area.

For a period of 30 days from the date of publication of this notice, persons having cause may present their objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, Room 801, California Frait Building, 4th and J Streets, Sacramento, California.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

## MOUNT DIABLO MERIDIAN

- T. 31 N., R. 14 E.,  
Sec. 4;  
Sec. 9;  
Sec. 10;  
Sec. 11;  
Sec. 13;  
Sec. 24.  
T. 31 N., R. 15 E.,  
Sec. 17, SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 18, Lots 1-4, incl., W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ ,  
NE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 19, Lots 1-4, incl., SE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ ,  
SE $\frac{1}{4}$ ;  
Sec. 20, W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
S $\frac{1}{2}$ SE $\frac{1}{4}$ .

The area described contains approximately 4,965.19 acres of public land in Lassen County.

R. R. BEST,  
State Supervisor.

[F. R. Doc. 57-1129; Filed, Feb. 13, 1957;  
8:47 a. m.]

## Office of the Secretary

[74439]

## UTAH

## WITHDRAWING LANDS IN AID OF LEGISLATION

By virtue of the authority vested in the Secretary of the Interior by section 4 of the act of March 3, 1927 (44 Stat. 1347; 25 U. S. C. 398d) and otherwise, it is ordered as follows:

Subject to existing valid rights, including the valid rights of Indians, the public lands in the following-described areas are hereby temporarily withdrawn from all forms of appropriation under the public land laws, including the mining and mineral-leasing laws, in aid of legislation to add such lands to the Navajo Indian Reservation:

## SALT LAKE MERIDIAN

- T. 38 S., R. 23 E.,  
Secs. 13, 14, 15, 17, and 18;  
Secs. 20 to 29, inclusive;  
Secs. 33, 34, 35.  
T. 38 S., R. 24 E.,  
Secs. 13, 14, and 15;  
Secs. 17 to 31, inclusive;  
Secs. 33, 34, and 35.  
T. 38 S., R. 25 E.,  
Secs. 33, 34, and 35.  
T. 39 S., R. 22 E.,  
Sec. 13, E $\frac{1}{2}$ ;  
Secs. 21, 22, 23, and 24;  
Sec. 25, E $\frac{1}{2}$ .  
T. 39 S., R. 23 E.,  
Secs. 1, 3, 4, and 5;  
Secs. 8 to 15, inclusive;  
Secs. 17 to 31, inclusive;  
Secs. 33, 34, and 35.  
T. 39 S., R. 24 E.,  
Sec. 1;  
Secs. 3 to 15, inclusive;  
Secs. 17 to 31, inclusive;  
Secs. 33, 34, and 35.  
T. 39 S., R. 25 E.,  
Secs. 4, 5, 6, 7, 8, and 18.

The areas described, including both public and nonpublic lands, aggregate approximately 73,600 acres.

FRED A. SEATON,  
Secretary of the Interior.

FEBRUARY 8, 1957.

[F. R. Doc. 57-1130; Filed, Feb. 13, 1957;  
8:47 a. m.]

## DEPARTMENT OF AGRICULTURE

## Agricultural Marketing Service

## VALLEY LIVESTOCK COMMISSION CO. ET AL.

## PROPOSED POSTING OF STOCKYARDS

The Director of the Livestock Division, Agricultural Marketing Service, United States Department of Agriculture, has information that the livestock markets named below are stockyards as defined in section 302 of the Packers and Stockyards Act, 1921, as amended (7 U. S. C. 202), and should be made subject to the provisions of the act.

Valley Livestock Commission Company, Rupert, Idaho.  
Fairfield Livestock Commission Company, Fairfield, Iowa.  
Kalona Sales Barn, Kalona, Iowa.  
Low Moor Sales Company, Low Moor, Iowa.  
Wapello Livestock Auction, Wapello, Iowa.  
Traer Sales Company, Traer, Iowa.  
Bryan Livestock Exchange, Bryan, Texas.  
Clifton Livestock Commission Company, Clifton, Texas.  
Gatesville Commission Company, Gatesville, Texas.  
Mills County Commission Company, Goldthwaite, Texas.  
Madison County Livestock Commission Company, Madisonville, Texas.  
Ranger Livestock Commission Company, Ranger, Texas.

Notice is hereby given, therefore, that the said Director, pursuant to authority

delegated under the Packers and Stockyards Act, 1921, as amended (7 U. S. C. 181 et seq.), proposes to issue a rule designating the stockyards named above as posted stockyards subject to the provisions of the act, as provided in section 302 thereof.

Any person who wishes to submit written data, views, or arguments concerning the proposed rule may do so by filing them with the Director, Livestock Division, Agricultural Marketing Service, United States Department of Agriculture, Washington 25, D. C., within 15 days after publication hereof in the FEDERAL REGISTER.

Done at Washington, D. C., this 8th day of February 1957.

[SEAL] DAVID M. PETTUS,  
Acting Director,  
Livestock Division,  
Agricultural Marketing Service.

[F. R. Doc. 57-1150; Filed, Feb. 13, 1957;  
8:52 a. m.]

## Office of the Secretary

FARM TENANT-MORTGAGE INSURANCE FUND  
FARMERS HOME ADMINISTRATION

## ASSIGNMENT OF FUNCTIONS

Pursuant to the authority contained in R. S. 161 (5 U. S. C. 22) and Reorganization Plan No. 2 of 1953, section 1400 q of the Acting Secretary's Order dated December 24, 1953 (19 F. R. 77), as amended (21 F. R. 1907), hereby is amended to increase the authority assigned to the Farmers Home Administration to issue notes to the Secretary of the Treasury pursuant to section 13 (b) of the Bankhead-Jones Farm Tenant Act, as amended (7 U. S. C. 1005c (b)), and to read as follows:

## SEC. 1400 Assignment of functions.

q. Authority to issue notes to the Secretary of the Treasury, authorized by sec. 13 (b) of the Bankhead-Jones Farm Tenant Act, as amended (7 U. S. C. 1005c (b)); *Provided*, That the aggregate unpaid principal balance on notes issued and outstanding under this authorization shall not exceed \$20,000,000.

Done at Washington, D. C., this 11th day of February, 1957.

[SEAL] TRUE D. MORSE,  
Acting Secretary.

[F. R. Doc. 57-1151; Filed, Feb. 13, 1957;  
8:52 a. m.]

## DEPARTMENT OF COMMERCE

## Federal Maritime Board

FREDERIC HENJES, JR., ET AL.

## NOTICE OF AGREEMENTS FILED FOR APPROVAL

Notice is hereby given that the following described agreements have been filed with the Board for approval pursuant to section 15 of the Shipping Act, 1916, 39 Stat. 733, 46 U. S. C. 814:

(1) Agreement No. 8203 between Frederic Henjes, Jr., Inc., New York, New

York, and J. E. Lowden, San Francisco, California; and

(2) Agreement No. 8204 between Frederic Henjes, Jr., Inc. and Edmond Loeliger, Inc., New Orleans, Louisiana, are cooperative working arrangements under which the parties perform freight forwarding services for each other.

Interested parties may inspect these agreements and obtain copies thereof at the Regulation Office, Federal Maritime Board, Washington, D. C., and may submit, within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreements, and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: February 8, 1957.

By order of the Federal Maritime Board.

GEO. A. VIEHMANN,  
Assistant Secretary.

[F. R. Doc. 57-1121; Filed, Feb. 13, 1957; 8:46 a. m.]

Office of the Secretary

LEWIS P. FAVORITE

STATEMENT OF CHANGES IN FINANCIAL INTERESTS

In accordance with the requirements of section 710 (b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests as reported in the FEDERAL REGISTER of August 25, 1956, 21 F. R. 6421-2.

A. Deletions: None.  
B. Additions: None.

This statement is made as of February 8, 1957.

Dated: February 11, 1957.

LEWIS P. FAVORITE.

[F. R. Doc. 57-1142; Filed, Feb. 13, 1957; 8:50 a. m.]

LOUIS A. SCHLUETER

STATEMENT OF CHANGES IN FINANCIAL INTERESTS

In accordance with the requirements of section 710 (b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests as reported in the FEDERAL REGISTER of December 3, 1955, 20 F. R. 8941; March 20, 1956, 21 F. R. 1736-7 and August 15, 1956, 21 F. R. 6098.

A. Deletions: No change.  
B. Additions: No change.

This statement is made as of February 1, 1957.

Dated: February 1, 1957.

LOUIS A. SCHLUETER.

[F. R. Doc. 57-1144; Filed, Feb. 13, 1957; 8:50 a. m.]

ROBERT E. OLIVER

STATEMENT OF CHANGES IN FINANCIAL INTERESTS

In accordance with the requirements of section 710 (b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests as reported in the FEDERAL REGISTER of August 22, 1956, 21 F. R. 6307.

A. Deletions: Dole Engineering, Fluor Corp., Canadian Chemical & Cellulose.  
B. Additions: Great Western Finance, Green River Steel.

This statement is made as of February 6, 1957.

Dated: February 7, 1957.

ROBERT E. OLIVER.

[F. R. Doc. 57-1145; Filed, Feb. 13, 1957, 8:50 a. m.]

RICHARD H. AUE

REPORT OF APPOINTMENT AND STATEMENT OF FINANCIAL INTERESTS

Report of appointment and statement of financial interests required by section 710 (b) (6) of the Defense Production Act of 1950, as amended.

Report of Appointment

1. Name of appointee: Mr. Richard H. Aue.

2. Employing agency: Department of Commerce, Business and Defense Services Administration.

3. Date of appointment: February 5, 1957.

4. Title of position: Director, Communications Equipment Division.

5. Name of private employer: The Ohio Bell Telephone Company, 42 E. Gay Street, Columbus, Ohio.

CARLTON HAYWARD,  
Director of Personnel.

JANUARY 24, 1957.

Statement of Financial Interests:

6. Names of any corporations of which the appointee is an officer or director or within 60 days preceding appointment has been an officer or director, or in which the appointee owns or within 60 days preceding appointment has owned any stocks, bonds, or other financial interests; any partnerships in which the appointee is, or within 60 days preceding appointment was, a partner; and any other businesses in which the appointee owns, or within 60 days preceding appointment has owned, any similar interest.

The Ohio Bell Telephone Company  
American Telephone and Telegraph Company.  
Bank Deposits.

Dated: February 7, 1957.

RICHARD H. AUE.

[F. R. Doc. 57-1143; Filed, Feb. 13, 1957; 8:50 a. m.]

SANDS G. FALK

REPORT OF APPOINTMENT AND STATEMENT OF FINANCIAL INTERESTS

Report of Appointment

1. Name of appointee: Mr. Sands G. Falk.

2. Employing agency: Department of Commerce, Business and Defense Services Administration.

3. Date of appointment: February 7, 1957.

4. Title of position: Chief, Castings Branch.

5. Name of private employer: The Falk Corporation, 3001 W. Canal Street, Milwaukee 1, Wisconsin.

NOVEMBER 27, 1956.

CARLTON HAYWARD,  
Director of Personnel.

STATEMENT OF FINANCIAL INTERESTS

6. Names of any corporations of which the appointee is an officer or director or within 60 days preceding appointment has been an officer or director, or in which the appointee owns or within 60 days preceding appointment has owned any stocks, bonds, or other financial interests; any partnerships in which the appointee is, or within 60 days preceding appointment was a partner; and any other businesses in which the appointee owns, or within 60 days preceding appointment has owned, any similar interest.

Allis Chalmers, American Airlines, American Natural Gas, American Tobacco, Chance Vought Aircraft, Consolidated Sudbury Basin Mines, Continental Can, Du Pont, Eastman Kodak, Falk Corporation, Ford Motor, General Electric, General Public Utilities, Grace, W. R., Hell Co., Northwest Engr., Phillips Petroleum, Royal Dutch Petroleum, Sylvania Electric, Union Carbide, United Asbestos, United Aircraft, United States Steel, Wisconsin Investment Co.  
Bank Deposits.

Dated: February 11, 1957.

SANDS G. FALK.

[F. R. Doc. 57-1141; Filed, Feb. 13, 1957; 8:50 a. m.]

ATOMIC ENERGY COMMISSION

[Docket Nos. F-40, F-41]

AEROJET-GENERAL NUCLEONICS AND AEROJET-GENERAL CORP.

NOTICE OF PROPOSED ISSUANCE OF AMENDMENT TO LICENSE AUTHORIZING TRANSFER OF FACILITY AND ISSUANCE OF LICENSE AUTHORIZING ACQUISITION OF FACILITY

Please take notice that the Atomic Energy Commission proposes to issue (1) the amendment to License R-6 set forth below authorizing transfer of title to the facility referred to therein and (2) a license authorizing acquisition of title to said facility as set forth below unless within 15 days after publication of this notice in the FEDERAL REGISTER a request for formal hearing is filed with the Commission in the manner prescribed by § 2.102 (b) of the Commission's rules of practice (10 CFR Part 2).

Amendment to license providing for transfer of utilization facility (Docket



**No. F-40); Amendment No. 1 to License No. R-6:**

License No. R-6 issued to Aerojet-General Nucleonics on October 19, 1956, is hereby amended to authorize Aerojet-General Nucleonics to transfer title to the reactor to the Aerojet-General Corporation, Azusa, California.

Nothing contained herein shall be deemed to authorize the transfer of possession or use of the reactor, or any right thereto.

Neither this amendment nor the transfer of title to the reactor pursuant to this amendment shall affect the responsibility of Aerojet-General Nucleonics for full compliance with the requirements of License No. R-6.

License for acquisition of utilization facility (Docket No. F-41):

Pursuant to section 104c of the Atomic Energy Act of 1954, as amended, and 10 CFR, Chapter I, Part 50, "Licensing of Production and Utilization Facilities", the Atomic Energy Commission hereby issues this license to Aerojet-General Corporation, Azusa, California, authorizing it to acquire from Aerojet-General Nucleonics, San Ramon, California, title to the nuclear reactor subject to license No. R-6 issued on October 19, 1956, to Aerojet-General Nucleonics.

Nothing contained herein shall be deemed to authorize Aerojet-General Corporation to possess or use said nuclear reactor.

This license shall be deemed to contain and be subject to the conditions specified in § 50.54 of the regulations in 10 CFR, Part 50; and is subject to all applicable provisions of the Atomic Energy Act of 1954 and rules, regulations and orders of the Atomic Energy Commission now or hereinafter in effect.

Dated at Washington, D. C., this 7th day of February 1957.

For the Atomic Energy Commission.

H. L. PRICE,  
Director,

Division of Civilian Application.

[F. R. Doc. 57-1117; Filed, Feb. 13, 1957;  
8:45 a. m.]

## FEDERAL POWER COMMISSION

[Docket Nos. G-11024 etc.]

CONTINENTAL OIL CO. ET AL.

NOTICE OF HEARING

FEBRUARY 8, 1957.

In the matters of Continental Oil Company, Docket No. G-11024; The Atlantic Refining Company, Docket No. G-11034; Cities Service Production Company, Docket No. G-11046; Tidewater Oil Company, Docket No. G-11049.

The persons captioned above, herein after collectively referred to as Applicants, filed on September 5, 1956 in Docket No. G-11024, September 7, 1956 in Docket No. G-11034, and September 10, 1956 in Docket Nos. G-11046 and G-11049, respectively, separate applications for certificates of public convenience and necessity, pursuant to section 7 (c) of the Natural Gas Act, authorizing Applicant to render service as hereinafter

described, subject to the jurisdiction of the Commission, all as more fully represented in the applications which are on file with the Commission and open for public inspection. Notice of these applications and their consolidation was issued on October 3, 1956 and published in the FEDERAL REGISTER on October 11, 1956 (21 F. R. 7783-84).

Each Applicant proposes to sell natural gas in interstate commerce from production of its 25 percent interest in 5 leases in West Cameron Area, 12 leases in East Cameron Area, and 7 leases in Vermilion Area, all offshore the coast of Cameron and Vermilion Parishes, Louisiana in the Gulf of Mexico, to Tennessee Gas Transmission Company for resale.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on February 28, 1957, at 10 a. m., e. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such applications.

[SEAL]

J. H. GUTRIDE,  
Secretary.

[F. R. Doc. 57-1132; Filed, Feb. 13, 1957;  
8:48 a. m.]

[Docket No. G-11520]

ARKANSAS LOUISIANA GAS CO.

NOTICE OF APPLICATION AND DATE OF  
HEARING

FEBRUARY 8, 1957.

Take notice that Arkansas Louisiana Gas Company (Applicant), a Delaware corporation with its principal place of business at Shreveport, Louisiana, filed an application on November 23, 1956, pursuant to section 7 (a) of the Natural Gas Act, for an order directing Mississippi River Fuel Corporation (Mississippi) to establish physical connection of its natural gas facilities with those proposed to be constructed by Applicant, and to sell and deliver to Applicant its natural gas requirements for distribution and resale in the town of Coy, Lonoke County, Arkansas, as hereinafter described, all as more fully represented in the application which is on file with the Commission and open to public inspection.

Applicant proposes to interconnect its proposed distribution system in Coy with Mississippi's existing 3-inch transmission line which passes through the town of Coy en route to England, Arkansas. Mississippi sells gas to Applicant at present for distribution in England and a number of other communities in Arkansas, all of which, Applicant states, are isolated from its main interstate transmission system.

The town of Coy has a population of approximately 300 and is presently without natural gas service. Applicant es-

timates its annual and peak day requirements as follows:

Year of service	Annual Mcf	Peak day Mcf
1-----	8,110	75.2
2-----	10,160	89.3
3-----	11,760	97.1
4-----	12,100	101.1
5-----	12,450	105.1

Applicant states that it has been granted an indefinite term franchise for the distribution of natural gas by the town of Coy, and estimates that the cost of its proposed facilities will be \$16,300 during the first year of service with a cost of \$17,545 at the end of the fifth year. The project will be financed from funds on hand.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on March 12, 1957, at 10:00 a. m., e. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street, NW., Washington, D. C., concerning the matters involved in and the issues presented by such application.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before February 28, 1957.

[SEAL]

J. H. GUTRIDE,  
Secretary.

[F. R. Doc. 57-1133; Filed, Feb. 13, 1957;  
8:48 a. m.]

[Docket No. E-6727]

MINNESOTA POWER & LIGHT CO.

NOTICE OF APPLICATION

FEBRUARY 8, 1957.

Take notice that on February 1, 1957, an application was filed with the Federal Power Commission pursuant to Section 204 of the Federal Power Act by Minnesota Power & Light Company ("Applicant"), a corporation organized under the laws of the State of Minnesota and doing business in the State of Minnesota, with its principal business office at Duluth, Minnesota, seeking an order authorizing the issuance, by competitive bidding, of \$12,000,000 principal amount of First Mortgage Bonds to be due 1987. Applicant's schedule calls for inviting bids for the purchase of said bonds on March 4, 1957, and receiving bids on March 11, 1957. If such schedule can be met and Applicant receives a bid acceptable to it and which is approved by the Commission, Applicant would issue said bonds on March 15, 1957, against receipt of the purchase price thereof. The proposed bonds would be issued under Applicant's Mortgage and Deed of Trust.

If, for any reason, Applicant is unable to meet the time schedule hereinbefore stated or if the schedule is met and

Applicant receives no bid for the purchase of said bonds acceptable to it and approvable by the Commission, Applicant then would be required to borrow immediately from banks amounts sufficient to meet its obligations on March 15, 1957 and thereafter pending successful completion of financing. Applicant, therefore, also applies to the Commission for authority to borrow from Mellon National Bank and Trust Company, Pittsburgh, Pennsylvania, a principal amount not to exceed \$8,000,000 against issuance by Applicant of promissory notes; it being understood that if Applicant issues and sells the bonds proposed above, it would make no bank borrowings in excess of the amounts permitted under section 204 (e) of the Federal Power Act without the Commission's approval. If Applicant is required to borrow from the Mellon Bank, it proposes to issue from time to time on various dates prior to January 1, 1958, and in various amounts, and deliver to said Mellon Bank notes which would aggregate not to exceed \$8,000,000 principal amount including the \$3,350,000 principal amount of notes to be outstanding at March 1, 1957. The notes Applicant proposes to issue, as described above, would bear interest at the prime commercial bank rate in effect at the time of issue, would be dated as and when funds are required by Applicant, might be prepaid at any time on ten days' notice without penalty, and would mature not later than one year from the date of issue. The proceeds from the financing to be made by Applicant, as proposed above, will be used to meet expenditures in connection with Applicant's construction program.

Any person desiring to be heard or make any protest with reference to said application should on or before the 25th day of February 1957, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and procedure. The application is on file and available for public inspection.

[SEAL] J. H. GUTRIDE,  
Secretary.  
[F. R. Doc. 57-1134; Filed, Feb. 13, 1957;  
8:48 a. m.]

[Docket No. E-6728]  
CONOWINGO POWER CO. AND PHILADELPHIA  
ELECTRIC CO.  
NOTICE OF APPLICATION  
FEBRUARY 8, 1957.

Take notice that, on February 5, 1957, an application was filed with the Federal Power Commission pursuant to sections 203 and 204 of the Federal Power Act by Conowingo Power Company ("Conowingo") and Philadelphia Electric Company ("PECo"). Conowingo is a corporation organized under laws of the State of Maryland and doing business in said State with its principal business office at Elkton, Maryland. PECo is a corporation organized under the laws of the State of Pennsylvania and

doing business in said State with its principal business office at Philadelphia, Pennsylvania. Conowingo and PECo seek an order authorizing the approval of the proposed issuance by Conowingo and of the proposed acquisition by PECo of non-interest bearing promissory notes payable on demand to the order of PECo in an aggregate maximum amount of \$1,100,000 to evidence loans of money proposed to be made by PECo to Conowingo. The notes, in varying amounts, will be issued as cash is needed during the period March 1957 through May 1958 to assist Conowingo in financing the construction cost of additions and betterments to its electric utility plant.

Any person desiring to be heard or make any protest with reference to said application should on or before the 1st day of March, 1957, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and procedure. The application is on file and available for public inspection.

[SEAL] J. H. GUTRIDE,  
Secretary.  
[F. R. Doc. 57-1135; Filed, Feb. 13, 1957;  
8:48 a. m.]

[Docket No. G-9892]  
SOUTH GEORGIA NATURAL GAS CO.  
NOTICE OF APPLICATION  
FEBRUARY 8, 1957.

Take notice that South Georgia Natural Gas Company (Applicant), a Georgia corporation with its principal place of business at Thomasville, Georgia, filed an application on January 23, 1956 as supplemented on April 23, 1956, for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of natural gas facilities to serve three additional industrial interruptible customers as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the application now on file with the Commission and open to public inspection.

The following facilities are proposed by Applicant to initiate direct interruptible service: to National Container Corporation (National) for use in its Kraft Mill, located near Clyattville, Georgia; to Waverly Petroleum Products Company (Waverly) for use in its Fuller's Earth Plant presently being constructed near Meigs, Georgia; to Magnet Cove Barium Corporation (Magnet) for use in its Fuller's Earth Plant presently being constructed near Hinson, Florida:

1. A line tap on Applicant's existing 10-inch Albany-Ellaville Line together with approximately 3 miles of 6½-inch pipeline running from a point near Clyattville, Georgia, northeasterly from this tap to a proposed meter and regulating station at or near the plant of National.

2. A line tap on Applicant's existing 8-inch Quincy Line together with approximately 500 feet of 2½-inch pipe

extending from this tap to a proposed meter and regulating station located at or near the Waverly plant.

3. A line tap on Applicant's existing 2-inch Floridin Company lateral near Havana, Florida, together with approximately 1½ miles of 2½-inch pipeline extending from this tap in a northerly direction to a proposed meter and regulating station at or near Magnet's plant.

Applicant also requests authority to construct and operate a new compressor station at its point to connection with Southern Natural Gas Company near Salem, Alabama. This proposed station would consist of two portable compressor units of 660 horsepower, and would increase Applicant's total system sales capacity from about 25,000 Mcf per day to approximately 44,000 Mcf per day at 500 psig. the minimum delivery pressure to be supplied by Southern, as per contract.

The total cost of the proposed facilities is estimated by Applicant at \$425,000 which includes a cost of \$305,000 for the new Salem Compressor Station and which, Applicant states, will be financed from funds remaining in its Pipeline Construction Fund which amounts to \$200,000; the balance through cash or a short-term loan.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before February 27, 1957.

[SEAL] J. H. GUTRIDE,  
Secretary.  
[F. R. Doc. 57-1136; Filed, Feb. 13, 1957;  
8:49 a. m.]

[Docket Nos. G-11082, G-11296]  
IROQUOIS GAS CORP. AND NEW YORK  
STATE NATURAL GAS CORP.  
NOTICE OF APPLICATIONS AND DATE  
OF HEARING  
FEBRUARY 8, 1957.

Take notice that on September 14, 1956, Iroquois Gas Corporation (Iroquois) filed an application pursuant to section 7 of the Natural Gas Act for permission and approval to abandon, by sale, a natural gas transmission line in the State of New York, and to discontinue the service rendered by means of said line to New York State Electric and Gas Corporation (New York Electric).

Among other facilities, Iroquois states that it owns and operates a 6-inch natural gas transmission pipeline extending from a connection with the transmission line of New York State Natural Gas Corporation (New York Natural) at the Silver Springs delivery point in the town of Genesee Falls, Wyoming County, New York, eastward through parts of Wyoming and Livingston Counties, New York, to a point near the village of Dansville in Livingston County. Iroquois also states that it now delivers natural gas at wholesale to New York Electric for distribution in Dansville. In addition, several small communities between Genesee Falls and Dansville are pres-

ently served at retail from this Dansville line, through distribution systems owned by Iroquois. Iroquois further states that these facilities, including the distribution systems, are to be sold to New York Electric, who will continue the operations and service now rendered by these facilities, eliminating Iroquois as a middleman.

Iroquois alleges that it presently purchases gas from New York Natural at the Silver Springs delivery point under two separate service agreements. Under a service agreement dated May 13, 1953, Iroquois buys gas for its franchise territory east of the Silver Springs delivery point, namely, the eastern part of Genesee Falls and the area served by the Dansville line, in amounts of 400,000 Mcf per year and 3,000 Mcf per peak day. Purchases for the rest of Iroquois' system, including the western part of Genesee Falls, are made according to the terms of another service agreement dated November 10, 1947, which provides for volumes of gas varying from 2,400 Mcf per day to 6,000 Mcf per day, depending on the month of delivery.

New York Natural has consented to Iroquois' assignment to New York Electric of the service agreement between Iroquois and New York Natural, dated May 13, 1953, and has filed in Docket No. G-11296 for permission to abandon service to Iroquois and serve New York Electric instead. Iroquois, however, will continue to purchase gas from New York Natural for service west of the Silver Springs delivery point, according to the terms of the service agreement dated November 10, 1947.

Iroquois advises that the reason for the proposed sale is that New York Electric has requested a larger supply of gas to meet future needs, which would require additional transmission facilities, and that the investment required for these additional facilities is not economically feasible unless made by the owner of the retail distribution system at Dansville (New York Electric).

The facilities to be transferred will be sold at original cost less accrued depreciation to the time of actual transfer. As of June 30, 1956, Iroquois represents this amount to be \$200,925.

In its application filed October 25, 1956, New York Natural requests:

- (1) Permission to abandon the sale of natural gas to Iroquois for its Dansville line; and
- (2) A certificate of public convenience to render similar service to New York Electric, proposed buyer of said line, for distribution in the same territory.

New York Natural states that it proposes to enter into a service agreement with New York Electric, providing for service in the territory that company will acquire from Iroquois. The proposed service agreement calls for deliveries of 800,000 Mcf annually and 8,000 Mcf on a peak day, whereas the currently effective contract between Iroquois and New York Natural provides for 400,000 Mcf per year and 3,000 Mcf on a peak day.

Both applications are on file with the Commission and open for public inspection.

These related matters should be heard on a consolidated record and disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on March 7, 1957, at 9:30 a. m., e. s. t., in a hearing room of the Federal Power Commission, 441 G Street, N.W., Washington, D. C., concerning the matters involved in and the issues presented by such applications: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised it will not be necessary for Applicants to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before February 26, 1957. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL]

J. H. GUTRIDE,  
Secretary.

[F. R. Doc. 57-1137; Filed, Feb. 13, 1957;  
8:49 a. m.]-

## INTERSTATE COMMERCE COMMISSION

### FOURTH SECTION APPLICATIONS FOR RELIEF

FEBRUARY 11, 1957.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the Federal Register.

#### LONG-AND-SHORT HAUL

FSA No. 33253: *Iron and steel pipe—Lone Star, Tex., to Nebraska points.* Filed by F. C. Kratzmeir, Agent, for interested rail carriers. Rates on steel or wrought iron pipe, welded or seamless, carloads, from Lone Star, Tex., to Beatrice, DeWitt and Lincoln, Nebr.

Grounds for relief: Circuitous routes. Tariff: Supplement 99 to Agent Kratzmeir's tariff I. C. C. 4116.

FSA No. 33254: *Woodpulp—Acme, N. C., to Wisconsin.* Filed by O. W. South, Jr., Agent, for interested rail carriers. Rates on woodpulp, not powdered, noibn, carloads to Acme, N. C., to specified points in Wisconsin.

Grounds for relief: Circuitous routes. Tariff: Supplement 12 to Agent Spaninger's tariff I. C. C. 1555.

FSA No. 33255: *Woodpulp—Rosser, Ga., to southern and official territories.* Filed by O. W. South, Jr., Agent, for interested rail carriers. Rates on wood-

pulp, not powdered, noibn, carloads, from Rosser, Ga., to specified points in Illinois, Indiana, Ohio, Virginia, Tennessee and West Virginia.

Grounds for relief: Modified short-line distance formula, market competition, and circuitous routes.

Tariff: Supplement 12 to Agent Spaninger's tariff I. C. C. 1555.

FSA No. 33256: *Woodpulp—Foley, Fla., to southern and official territories.* Filed by O. W. South, Jr., Agent, for interested rail carriers. Rates on woodpulp, not powdered, noibn, carloads, from Foley, Fla., to points in Virginia and official territory.

Grounds for relief: Circuitous routes. Tariff: Supplement 12 to Agent Spaninger's tariff I. C. C. 1555.

FSA No. 33257: *Beverages—Illinois and Wisconsin to southwest.* Filed by F. C. Kratzmeir, Agent, for interested rail carriers. Rates on beverages, flavored or phosphated, noibn, carloads, and mineral water, noibn or plain, concentrated or fortified, carloads from Chicago, Ill., Milwaukee and Waukesha, Wis., to specified points in Arkansas, Louisiana, New Mexico, Oklahoma, and Texas.

Grounds for relief: Short-line distance formula, and circuitous routes.

Tariff: Agent Kratzmeir's tariff I. C. C. 4235.

By the Commission.

[SEAL]

HAROLD D. MCCOY,  
Secretary.

[F. R. Doc. 57-1138; Filed, Feb. 13, 1957;  
8:49 a. m.]

## SECURITIES AND EXCHANGE COMMISSION

[File Nos. 54-173, 54-191]

STANDARD GAS AND ELECTRIC CO. AND  
PHILADELPHIA CO.

### ORDER APPROVING PLAN

FEBRUARY 4, 1957.

In the matters of Standard Gas and Electric Company, File No. 54-191; Philadelphia Company, Standard Gas and Electric Company, File No. 54-173.

Standard Gas and Electric Company ("Standard Gas"), a registered holding company, having filed, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 ("act"), Step IV, as amended, of a plan ("Standard plan") providing for the liquidation of Standard Gas; and

The Commission having heretofore consolidated the proceeding on the Standard plan with the proceeding (File No. 54-173) relating to a plan and amendments thereto ("Philadelphia plan") providing for the simplification of the corporate structure of Philadelphia Company ("Philadelphia"), a subsidiary of Standard Gas and also a registered holding company; and

Step IV, as amended, of the Standard plan providing, among other things, for (a) the cancellation of certain existing tax cut-off agreements between Philadelphia on the one hand and Duquesne Light Company ("Duquesne"), a public-utility company and its subsidiaries on

the other hand and the substitution of a new tax cut-off agreement therefor; and (b) the disposition of all of Standard Gas' indirect, and Philadelphia's direct, interest in Pittsburgh Railways Company ("Railways"), a non-utility subsidiary of Philadelphia, and a substantial part of Standard Gas' indirect and Philadelphia's direct interest in Duquesne; and

Standard Gas having requested that the order of the Commission approving Step IV, as amended, contain recitals in accordance with the meaning and requirements of sections 1081 through 1083 of the Internal Revenue Code and section 4382 (b) (2) thereof; and

Standard Gas having further requested that the Commission, pursuant to section 11 (e) of the act, apply to the United States District Court for the District of Delaware to enforce and carry out the terms and provisions of Step IV, as amended, of the Standard plan; and

Standard Gas and Duquesne having filed a request, as amended, that the Commission modify its prior order entered March 13, 1953, prohibiting any interlocking directors between Standard Gas and Duquesne; and

A public hearing having been duly held after appropriate notice with respect to Step IV, as amended, of the Standard plan, at which hearings all interested persons were afforded an opportunity to be heard, and the Commission having heard oral argument; and

The Commission having considered the entire record in this matter and having this day filed its findings and opinion herein, on the basis of such findings and opinion:

*It is ordered*, On the basis of the entire record herein and said findings and opinion, pursuant to section 11 (e) and other applicable provisions of the act, that Step IV, as amended, be, and hereby is, approved subject to the terms and conditions contained in Rule U-24 of the general rules and regulations promulgated under the act and to the following additional terms and conditions:

(1) That this order shall not become operative to authorize the consummation of any of the transactions proposed in Step IV, as amended, until the United States District Court for the District of Delaware shall, upon application thereto, enter an order enforcing the terms and provisions of Step IV, as amended.

(2) That Standard Gas and Philadelphia shall pay only such fees and expenses in connection with Step IV, as amended, and the proceedings relating thereto as the Commission may approve on appropriate application made to it.

(3) That jurisdiction be, and hereby is, specifically reserved with respect to:

(a) The selection and composition of the initial board of directors of Duquesne after it shall cease to be a subsidiary of the Standard Shares holding company system;

(b) The supervision of efforts to locate the stockholders to which securities are to be sold or distributed under the provisions of Step IV, as amended;

(c) The appropriateness of the accounting entries to be made by Standard Gas and Philadelphia in recording the

transactions incident to the consummation of Step IV of the Standard plan; and

(d) The entertainment of such further proceedings, and the entry of such further orders and the taking of such further action as may be necessary or appropriate in connection with Step IV, as amended, the transactions incident thereto, and the consummation thereof.

*It is further ordered*, That the request of Standard Gas and Duquesne for modification of the March 13, 1953, order with respect to interlocking directors be, and the same hereby is, denied.

*It is further ordered and recited*, That all steps and transactions involved in the consummation of Step IV, as amended, of the Standard plan including particularly the transfers, conveyances, issuances, exchanges, sales, expenditures, distributions and receipts herein-after described and recited in subparagraphs I through VIII below, are hereby authorized and approved and are necessary and appropriate to effectuate the provisions of section 11 (b) of the act, all in accordance with the meaning and requirements of Sections 1081 through 1083 of the Internal Revenue Code and section 4382 (b) (2) thereof, the stock and securities and other property to be transferred, conveyed, issued, exchanged, sold, distributed and received upon such transactions, and the expenditures to be made, being specified and itemized as follows:

I. The transfer and distribution by Philadelphia to Standard Gas as the holder of all the common stock of Philadelphia without the surrender by Standard Gas of any of its shares of common stock of Philadelphia of 547,678 shares of common stock of Railways, to be represented by Certificate No. NYU-125 registered in the name of Philadelphia, and of 496,000 shares of common stock of Duquesne, to be represented by Certificate No. PU33 registered in the name of Philadelphia.

II. The amendment of the Certificate of Incorporation of Standard Gas so as to change the par value of its outstanding common stock from \$1 per share to 10 cents per share, thereby reducing the capital of Standard Gas from \$2,162,607 to \$216,260.70, and the issuance by Standard Gas from time to time thereafter of new certificates showing such new par value in exchange for certificates showing the par value of \$1 per share.

III. The issuance and distribution by Standard Gas to the holders of its common stock, without surrender by said holders of any of their shares of common stock of Standard Gas, of transferable warrants evidencing the right to purchase whole shares of common stock of Railways on the basis of 1 share of Railways common stock for each 4 shares of Standard Gas common stock held or an aggregate of 540,651.75 shares of said Railways common stock.

IV. The execution and delivery by Standard Gas and Standard Shares of an agreement under which Standard Gas agrees to sell, and Standard Shares agrees to buy 7,026.25 shares of common stock of Railways not offered pursuant

to said warrants and all shares of common stock of Railways offered pursuant to said warrants but not purchased by warrant holders.

V. The sale and transfer by Standard Gas, pursuant to said warrants and said agreement with Standard Shares, to the holders of said warrants and to Standard Shares of the entire 547,678 shares of common stock of Railways to be received by it from Philadelphia as above stated, to be represented by Certificates Nos. NYU-245 and NYU-246 registered in the name of Standard Gas or certificates issued against the split-up of the shares represented by said Certificate Nos. NYU-245 and NYU-246.

VI. The transfer and distribution by Standard Gas to the holders of its common stock, without the surrender by the holders of such common stock of Standard Gas of any of their shares of such common stock, of an aggregate of 540,651.75 shares of common stock of Duquesne, in the ratio of  $\frac{1}{4}$  of a share of common stock of Duquesne for each share of common stock of Standard Gas held by such stockholders; said shares of common stock of Duquesne to be distributed by Standard Gas to be represented by Certificate No. NU 493 for 540,652 shares, to be registered in the name of Standard Gas, which, in accordance with Step IV, as amended, are to be transferred to the Distribution Agent referred to in said Step IV, as amended, and held in the form of a certificate or certificates registered in the name of such Distribution Agent or its nominee, the shares to be transferred and distributed by said Agent to holders of common stock of Standard Gas to be represented by certificates issued against, and upon transfer by said Agent or part of the shares represented by, such certificate or certificates so to be registered in the name of said Agent or its nominee, any fraction of a share of common stock of Duquesne distributable to any holder of common stock of Standard Gas to be represented by an Order Form as provided in said Step IV, as amended.

VII. The transfer and delivery by Standard Gas to said Distribution Agent of said 540,652 shares of common stock of Duquesne (to be represented by Certificate No. NU 493 registered in the name of Standard Gas) referred to in subparagraph VI above; the transfer of said certificates for said common stock of Duquesne to and the registration of such stock in the name of said Agent or its nominee; the transfer and delivery by said Agent to the holders of common stock of Standard Gas, subject to acknowledgment by them of receipt of notice to the extent provided in said Step IV, as amended, of said common stock of Duquesne in the ratio of  $\frac{1}{4}$  of a share of Duquesne common stock for each share of common stock of Standard Gas held of record on the distribution record date as provided for by said Step IV, as amended; the issuance and delivery by said Agent to such holders of common stock of Standard Gas, in lieu of any fractional shares of common stock of Duquesne to which they would otherwise be entitled, of Order Forms in respect of fractional shares of Duquesne common stock as provided in said Step

IV, as amended; the transfer of the fractional interests in Duquesne common stock represented by such Order Forms upon the sale thereof by said Agent for the account of the holders of said Order Forms; the transfer and delivery by said Agent to the holders of Standard Gas common stock of shares of common stock of Duquesne to which they are entitled upon presentation (within the period provided in said Step IV, as amended) of Order Forms directing the purchase of the additional fractional interest required to aggregate a full share; the sale, transfer and delivery by said Agent, after the expiration of 30 days from the effective date of the distribution of Duquesne common stock under said Step IV, as amended, of shares of common stock of Duquesne held in respect of fractional interests; and the payment by said Agent to such holders of common stock of Standard Gas, at the time of delivery and transfer by it of shares of common stock of Duquesne as above provided and/or, as to shares of common stock of Duquesne previously held in respect of said Order Forms, after the expiration of 30 days from the effective date of the distribution of Duquesne common stock under Step IV, as amended, of any amounts paid or payable to said Agent as dividends upon the shares so delivered or upon the portions of the shares previously held in respect of said fractional interests, plus their pro rata share, if any, of the proceeds of sale of any shares held for such fractional interests and so sold, less any taxes which may have been imposed or paid thereon.

VIII. The sale, transfer and delivery by said Agent, on or after the cut-off date provided in said Step IV, as amended, of all certificates for shares of common stock of Duquesne then held by such Agent; and the delivery by said Agent of the cash received upon such sale or sales, together with all cash received by said Agent as dividends or otherwise upon any shares of common stock of Duquesne or received by said Agent upon the sale of shares of such common stock held in respect of fractional interests, (1) to Standard Gas or (2) in the event that Standard Gas shall have been liquidated and dissolved, to the Exchange or other Agent provided for by Standard Gas' pending plan for compliance with section 11 (b) of the said act (File No. 54-191) or any amend-

ment thereof for distribution to the holders of common stock of Standard Gas who may be entitled to receive the residual assets of Standard Gas under said plan.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 57-1139; Filed, Feb. 13, 1957;  
8:49 a. m.]

[File No. 70-3550]

NEW ENGLAND POWER CO. AND NEW  
ENGLAND ELECTRIC SYSTEM

ORDER AUTHORIZING ISSUANCE AND SALE AT  
COMPETITIVE BIDDING OF PRINCIPAL  
AMOUNT OF BONDS AND SHARES OF COM-  
MON STOCK BY SUBSIDIARY OF A REGIS-  
TERED HOLDING COMPANY AND ACQUISITION  
OF COMMON STOCK FOR CASH BY  
PARENT REGISTERED HOLDING COMPANY

FEBRUARY 8, 1957.

New England Electric System ("NEES"), a registered holding company and its direct subsidiary New England Power Company ("NEPCO"), a public utility company have filed a joint application and amendments thereto pursuant to sections 6 (b), 9 (a) and 10 of the Public Utility Holding Company Act of 1935 ("act") and Rule U-50 promulgated thereunder regarding the following proposed transactions:

NEPCO proposes to issue and sell \$10,000,000 principal amount of Series G bonds pursuant to the competitive bidding requirements of Rule U-50. The terms and conditions relating to bids provide that each bid shall specify the coupon rate (which shall be a multiple of  $\frac{1}{8}$  of 1 percent and not in excess of 5 percent) and the price, exclusive of accrued interest, to be paid the company which price shall be not less than the principal amount nor more than 102 $\frac{3}{4}$  percent thereof. The new bonds will be issued under an Indenture of Trust and First Mortgage dated as of November 15, 1936, as amended and supplemented and as to be further amended by a Sixth Supplemental Indenture dated as of February 1, 1957.

At the present time NEPCO has outstanding 2,478,468 shares of common stock par value \$20 a share having an aggregate par value of \$49,569,360.

These shares are all owned by NEES. NEPCO proposes to issue and NEES proposes to acquire 142,857 additional shares of common stock of NEPCO for a total cash consideration of \$4,999,995 (\$35 a share), this amount being \$2,142,855 in excess of the aggregate par value of such shares.

The proceeds from the sale of the Series G bonds and from the sale of the additional common stock are to be applied to the payment of short-term note indebtedness incurred by NEPCO for capitalizable expenditures and the balance if any will be used to pay for other capitalizable expenditures or to reimburse NEPCO's treasury therefor.

The total expenses of NEPCO in connection with the issuance and sale of the Series G bonds are estimated not to exceed \$60,000 and for the common stock \$6,400. The fees and expenses of counsel for the underwriters are estimated at \$9,350 and are to be paid by the underwriters.

The proposed issue and sale of securities by NEPCO have been approved by the Massachusetts Department of Public Utilities, the New Hampshire Public Utilities Commission, and the Vermont Public Service Commission. No State commission or Federal commission other than this Commission has jurisdiction in respect of the acquisition of the common stock of NEPCO by NEES.

Due notice having been given of the filing of said application (Holding Company Act Release No. 13362), and a hearing not having been requested or ordered by the Commission, and the Commission finding that the applicable provisions of the act and the rules promulgated thereunder are satisfied and that no adverse findings are necessary, and deeming it appropriate in the public interest and in the interest of investors and consumers that the application be granted forthwith:

*It is ordered*, Pursuant to Rule U-23 and the applicable provisions of the act, that said application be, and hereby is, granted forthwith, subject to the terms and conditions prescribed in Rule U-24 and Rule U-50.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 57-1140; Filed, Feb. 13, 1957;  
8:49 a. m.]